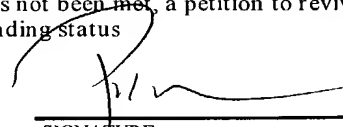


FORM PTO-1390 (REV. 1-98)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER PG 101
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/031728
INTERNATIONAL APPLICATION NO. PCT/IL00/00420	INTERNATIONAL FILING DATE 18 July 2000	PRIORITY DATE CLAIMED 23 July 1999	
TITLE OF INVENTION A BIODEGRADABLE POLYCATION COMPOSITION FOR DELIVERY OF AN ANIONIC MACROMOLECULE			
APPLICANT(S) FOR DO/EO/US DOMB, Abraham J.			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371 3. <input type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1) 4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)) 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau) b. <input checked="" type="checkbox"/> have been transmitted by the International Bureau c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired d. <input type="checkbox"/> have not been made and will not be made 8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) 10. <input type="checkbox"/> A translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5))			
Items 11 to 16 below concern document(s) or information included:			
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98 12. <input type="checkbox"/> An assignment document for recording A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment 14. <input type="checkbox"/> A substitute specification 15. <input type="checkbox"/> A change of power of attorney and/or address letter 16. <input checked="" type="checkbox"/> Other items or information: copy of International Search Report; copy of International Preliminary Examination Report; copy of amended specification pages and amended claims in response to Written Opinion.			

U.S. APPLICATION NO (if known, see 37 CFR 1.5) 10/031728		INTERNATIONAL APPLICATION NO PCT/IL00/00420		ATTORNEY'S DOCKET NUMBER PG 101	
17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO . International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ENTER APPROPRIATE BASIC FEE AMOUNT =				CALCULATIONS PTO USE ONLY	
				\$ 890.00	
				Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e))	
				\$ 130.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	19 - 20 =	0	x \$22.00	\$	
Independent claims	2 - 3 =	0	x \$82.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$270.00	\$
TOTAL OF ABOVE CALCULATIONS =				\$ 1020.00	
Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28)				+	\$ 510.00
SUBTOTAL =				\$ 510.00	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f))				\$	
TOTAL NATIONAL FEE =				\$ 510.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) \$40.00 per property +				\$	
TOTAL FEES ENCLOSED =				\$ 510.00	
				Amount to be refunded:	\$
				charged:	\$
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed b. <input checked="" type="checkbox"/> Please charge my Deposit Account No <u>50-1868</u> in the amount of \$ <u>510.00</u> to cover the above fees A duplicate copy of this sheet is enclosed c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No <u>50-1868</u> A duplicate copy of this sheet is enclosed					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status					
SEND ALL CORRESPONDENCE TO: Patrea L. Pabst, Esq. Holland & Knight LLP Suite 2000, One Atlantic Center 1201 West Peachtree Street, N.E. Atlanta, Georgia 30309-3400					
				 SIGNATURE Patrea L. Pabst NAME 31,284 REGISTRATION NUMBER	

**IN THE UNITED STATES RECEIVING OFFICE FOR THE
PATENT COOPERATION TREATY**

Applicant: DOMB, Abraham J.

International Application No: PCT/IL00/00420
International Filing Date: 18 July 2000

U.S. Serial No:
Filed: 22 January 2002

Express Mail Label No: EL 778 571 781 US
Date of Deposit: 22 January 2002

For: A BIODEGRADABLE POLYCATION COMPOSITION
FOR DELIVERY OF AN ANIONIC MACROMOLECULE

Box PCT
Commissioner of Patents and Trademarks
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Prior to examination, please amend the application as follows.

In the Specification

On page 1, after the title and before "Field of the Invention":", please insert the following heading and paragraph.

--Cross-Reference to Related Applications

This application is a 371 of International Application No. PCT/IL00/00420 filed July 18, 2000, which claims priority to Israeli application No. 131074 filed July 23, 1999.--

On page 27, please delete the last seven lines, beginning with the heading "Biological testing, evaluation of transfection properties of the polymers".

Please delete pages 28-30.

On page 31, please delete the first paragraph beginning with "*Molecular weight were determined by GPC", and please delete the second paragraph beginning with

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[17.] 18. (Amended) A pharmaceutical composition, comprising the composition of claim 1, in combination with a pharmaceutically acceptable carrier.

[18.] 19. (Amended) A pharmaceutical composition according to claim [17] 18, wherein the pharmaceutically acceptable carrier is an amphiphilic cationic and/or non-ionic lipid and cationic and non-ionic polymers generally used for nucleotide delivery.

Remarks

Applicant has amended claims 1 and 2; added new claim 17, and amended claims 17 and 18 to renumber them as claims 18 and 19, respectively, and to amend the referenced claim from claim 17 to claim 18 in renumbered claim 19.

Applicant has attached to this Preliminary Amendment a marked-up copy of the amended claims pursuant to 37 C.F.R. § 1.121(c)(1)(ii), and a clean copy of the amended claims pursuant to 37 C.F.R. § 1.121(c)(1)(i), and a clean copy of all claims as pending.

Applicant has enclosed with this Preliminary Amendment a marked-up version of the amended specification pages pursuant to 37 C.F.R. § 1.121(b)(1)(iii), and a clean copy of the amended specification pages pursuant to 37 C.F.R. § 1.121(b)(1)(ii).

Respectfully submitted,



Patrea L. Pabst
 Registration No. 31,284

Date: 22 January 2002
 HOLLAND & KNIGHT LLP
 Suite 2800, One Atlantic Center
 1201 West Peachtree Street, N.E.
 Atlanta, Georgia 30309-3400
 (404) 817-8473 (Telephone)
 (404) 817-8588 (Fax)

International Application No. PCT/IL00/00420
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**Marked-Up Version of Amended Claims
Pursuant to 37 C.F.R. § 1.121(c)(1)(ii)**

1. (Amended) A biodegradable polycation composition associated with an anionic macromolecule, said macromolecule being selected from the group consisting of a plasmid, an oligonucleotide, an antisense, a peptide, a protein, an anionic [polysaccharide] polysaccharide and combinations thereof, comprising:

(a) a linear polysaccharide chain having an amount of saccharide units ranging from 2 to 2000; and

(b) at least one [grafted] oligoamine directly grafted to said linear polysaccharide chain per each segment of 5 saccharide units, wherein said oligoamine is selected from the group consisting of a linear, branched and cyclic alkyl amine having at least two amino groups and said oligoamine has a molecular weight of up to 2000 daltons.

2. (Amended) A biodegradable polycation composition according to claim 1, wherein said linear polysaccharide chain is selected from the group consisting of dextrans, [arabinogalactan,] pullulan, cellulose, cellobios, inulin, chitosan, alginates and hyaluronic acid.

17. (New) A biodegradable composition according to claim 1, wherein said linear polysaccharide is a dextran and said oligoamine is selected from the group consisting of spermine and derivatives thereof.

[17.] 18. (Amended) A pharmaceutical composition, comprising the composition of claim 1, in combination with a pharmaceutically acceptable carrier.

[18.] 19. (Amended) A pharmaceutical composition according to claim [17] 18., wherein the pharmaceutically acceptable carrier is an amphiphilic cationic and/or non-ionic lipid and cationic and non-ionic polymers generally used for nucleotide delivery.

International Application No. PCT/IL00/00420
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PRELIMINARY AMENDMENT
Express Mail Label No. EL 778 571 781 US
Date of Deposit 22 January 2002

**Clean Copy of Amended Claims
Pursuant to 37 C.F.R. § 1.121(c)(1)(i)**

1. (Amended) A biodegradable polycation composition associated with an anionic macromolecule, said macromolecule being selected from the group consisting of a plasmid, an oligonucleotide, an antisense, a peptide, a protein, an anionic polysaccharide and combinations thereof, comprising:

(a) a linear polysaccharide chain having an amount of saccharide units ranging from 2 to 2000; and

(b) at least one oligoamine directly grafted to said linear polysaccharide chain per each segment of 5 saccharide units, wherein said oligoamine is selected from the group consisting of a linear, branched and cyclic alkyl amine having at least two amino groups and said oligoamine has a molecular weight of up to 2000 daltons.

2. (Amended) A biodegradable polycation composition according to claim 1, wherein said linear polysaccharide chain is selected from the group consisting of dextrans, pullulan, cellulose, cellobios, inulin, chitosan, alginates and hyaluronic acid.

17. (New) A biodegradable composition according to claim 1, wherein said linear polysaccharide is a dextran and said oligoamine is selected from the group consisting of spermine and derivatives thereof.

18. (Amended) A pharmaceutical composition, comprising the composition of claim 1, in combination with a pharmaceutically acceptable carrier.

19. (Amended) A pharmaceutical composition according to claim 18, wherein the pharmaceutically acceptable carrier is an amphiphilic cationic and/or non-ionic lipid and cationic and non-ionic polymers generally used for nucleotide delivery.

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Claims As Pending Upon Entry of Preliminary Amendment

1. (Amended) A biodegradable polycation composition associated with an anionic macromolecule, said macromolecule being selected from the group consisting of a plasmid, an oligonucleotide, an antisense, a peptide, a protein, an anionic polysaccharide and combinations thereof, comprising:

a) a linear polysaccharide chain having an amount of saccharide units ranging from 2 to 2000; and

b) at least one oligoamine directly grafted to said linear polysaccharide chain per each segment of 5 saccharide units, wherein said oligoamine is selected from the group consisting of a linear, branched and cyclic alkyl amine having at least two amino groups and said oligoamine has a molecular weight of up to 2000 daltons.

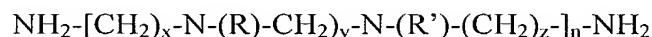
2. (Amended) A biodegradable polycation composition according to claim 1, wherein said linear polysaccharide chain is selected from the group consisting of dextrans, pullulan, cellulose, cellobios, inulin, chitosan, alginates and hyaluronic acid.

3. A biodegradable polycation composition according to claim 1, wherein said saccharide units, are connected by a bond selected from the group consisting of acetal, hemiacetal, ketal, orthoester, amide, ester, carbonate and carbamate.

4. A biodegradable polycation composition according to claim 1, wherein said polysaccharide is a synthetic polysaccharide formed from the condensation of an aldaric acid and a diaminoalkane.

5. A biodegradable polycation composition according to claim 1, wherein said grafted oligoamine is grafted to said polysaccharide chain by a bond selected from the group consisting of an amine bond, an amide bond and a carbamate bond.

6. A biodegradable polycation composition according to claim 1, wherein said oligoamine has the formula:



wherein x, y, z are an integer between 0 and 4 and x+y+z+ is between 1 and 4 and n is at least 1 when x+y+z=2 or more, or at least 2 when x+y+z=1 and wherein R and R' groups are H or an aliphatic side group of 1 to 6 carbons.

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7. A biodegradable polycation composition according to claim 1, wherein said oligoamine is a peptide of up to 20 amino acids with at least 50% of the amino acid are cationic including lysine, ornithine, and diphthamic acid.

8. A biodegradable polycation composition according to claim 1, wherein said oligoamine is selected from the group consisting of spermine and derivatives thereof.

9. A biodegradable polycation composition according to claim 1, wherein said oligoamine is selected from the group consisting of a linear and branched ethyleneimine oligomer having up to 10 ethylene imine units.

10. A biodegradable polycation composition according to claim 1, having an amphiphilic residue wherein said amphiphilic residue is selected from the group consisting of fatty chains, phospholipids, cholesterol derivatives, ethylene glycol oligomers and propylene glycol oligomers.

11. A biodegradable polycation composition according to claim 11, wherein said ethylene and propylene glycol oligomers have a fatty chain block on one side.

12. A biodegradable polycation composition according to claim 11, wherein said amphiphilic residue is connected to said polysaccharide chain by a bond selected from the group consisting of an amine, amide, imine, ester, ether, urea, carbamate and carbonate.

13. A biodegradable polycation composition according to claim 11, wherein said amphiphilic residue facilitates the crossing of the polycation through biological membranes.

14. A biodegradable polycation composition according to claim 1, wherein said polycation composition is not toxic or immunogenic.

15. A biodegradable polycation composition according to claim 1, wherein said composition further comprises a ligand for facilitating the binding of said composition to a predetermined type of cell or tissue.

16. A biodegradable composition according to claim 1, in combination with cationic and nonionic lipids or polymers for cell transfection.

17. (New) A biodegradable composition according to claim 1, wherein said linear polysaccharide is a dextran and said oligoamine is selected from the group consisting of spermine and derivatives thereof.

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18. (Amended) A pharmaceutical composition, comprising the composition of claim 1, in combination with a pharmaceutically acceptable carrier.

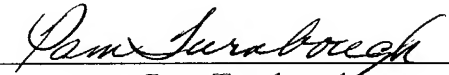
19. (Amended) A pharmaceutical composition according to claim 18, wherein the pharmaceutically acceptable carrier is an amphiphilic cationic and/or non-ionic lipid and cationic and non-ionic polymers generally used for nucleotide delivery.

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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that this Preliminary Amendment and any documents referred to as attached therein are being deposited with the United States Postal Service on this date, 22 January 2002, in an envelope as "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, Mailing Label Number EL 778 571 781 US addressed to Box PCT, Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Date: 22 January 2002


Pam Turnbough

ATL1 #503169 v1

10/031728
JC13 Rec'd PCT/PTO 22 JAN 2002

**Marked-up Copy of Amended Specification Pages
Pursuant to 37 C.F.R. § 1.121(b)(1)(iii)**

**A BIODEGRADABLE POLYCATION COMPOSITION FOR DELIVERY OF
AN ANIONIC MACROMOLECULE**

Cross-Reference to Related Applications

This application is a 371 of International Application No. PCT/IL00/00420 filed July 18, 2000, which claims priority to Israeli application No. 131074 filed July 23, 1999.

Field of Invention:

The present invention relates to a biodegradable polycation composition for delivery of an anionic macromolecule.

Background:

Gene therapy is a process by which genes are introduced into cells which then become mini-factories which manufacture and release essential compounds in cells and tissue which improve the life of the patient. Gene therapy has the potential to revolutionize the treatment of genetic disorders, diseases associated with a genetic component like cancer, AIDS, and many other diseases. Gene therapy may be the only remedy for some individuals who would otherwise die or be severely disabled. Gene transfer may also be employed for systemic protein and peptide-like hormone administration. Nucleic acid sequences coding for a protein (insulin, growth hormone) would be administered to the patient allowing endogenous production of their own medication.

Successful gene therapy requires the identification of an appropriate therapeutic gene for treatment of the disease, in addition to a delivery system by which that gene can be delivered to desired cell type both efficiently and accurately. Early attempts of gene transfer involved the removal of cells from the individual, and the alteration of the cells in the culture by the introduction of a functioning copy of the gene. The next step included grafting the genetically engineered cells back into the patient. This ex vivo approach to gene therapy is obviously limited to those target tissues that are not undergoing frequent multiplication and cell generation that could cause progressing elimination of the grafted cells. The ability of the altered cells to efficiently recombine with the target tissue is another limiting factor of the ex vivo approach since many cells do not exhibit the ability to recombine.

The limitation and the complexity of the ex-vivo approach facilitated the development of direct in vivo gene transfer methods. Direct gene therapy involves the

10) Dex-Spermine, via imine and amine bonds (high oxidation and spermine content)

0.5 g. Dextran (1:1, 3.125 mmole aldehyde) and 0.25 g. Spermine (1.25 mmole) were dissolved in 40 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 2 days. The solution was treated as above to yield the pure imine and amine conjugates. aldehyde / Spermine (2.5:1, mole ratio).

11) AG-Spermine, via imine and amine bonds

0.5 g. of AG (1:5, 0.375 mmole aldehyde) and 0.25 g. Spermine (1.25 mmole) were dissolved in 40 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 2 days. The solution was treated as above to yield the pure imine and amine conjugates. aldehyde / Spermine (3.3:1 mole ratio).

12. Pullulan-Spermine, via imine and amine bonds (high oxidation and spermine content)

0.5 g. of oxidized Pullulan (1:1, 3.125 mmole assuming 50% oxidation) and 0.25 g. Spermine (1.25 mmole) were dissolved in 40 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 2 days. The solution was treated as above to yield the pure imine and amine conjugates.

aldehyde / Spermine (2.5:1, mole ratio).

13) PUL-Spermine, via an amine bond

0.25 g. of oxidized pullulan (1:1, 1.56 mmole aldehyde assuming 50% oxidation) and 0.25 g. Spermine (1.25 mmole) were dissolved in 40 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 48 h. Excess borohydride was added and further mixed under the same conditions for another 24h. The solution was treated as above to yield the pure imine and amine conjugates.

aldehyde / Spermine (~ 1:1, mole ratio).

[Biological testing, evaluation of transfection properties of the polymers]

The delivery of GFP and luciferase reporter gene to the mammalian HEK-293 cell line in culture was used to assess the effectiveness of the polymer-DNA complex as a gene carrier.

Gene transfer efficiency was determined by measuring the expression level of reporters in transfected cells. A quantitative transfection assay is employed to achieve rapid optimization of polymer -DNA complex composition. The use of GFP allows direct

visualization of efficiency and optimization of time of expression. Serial dilutions of DNA and polymer are performed separately in 96 well plates and combined to give various formulations of the polymer-DNA complex. HEK-293 cells were used as these cell-lines display different levels of efficiency towards many commercially used transfer agents. Cells seeded in 96-well plates are incubated for several hours with different complex compositions. Luciferase activity is assayed by the production of a light signal in an ELISA reader. A transfection yield of about 30% is considered as maximal yield for this type of cells, obtained by calcium phosphate solution. The results reported in Table 1 hereinafter (0-no transfection, ++++ high transfection) are relative to the maximal yield, 30%.

The expression vectors: plasmids with CMV promoters (for high efficient expression in most cells) or promoters more suitable to obtain regulated levels of products such as the b-actin promoter and the PGK promoters were used. All these sets of clones were used with reporter genes, GFP (gene fluorescence protein) and luciferase. The advantage of both reporters (as opposed to other like CAT or b gal) is the very high sensitivity of the assay for luciferase and the opportunity to detect expression at a very early stage with GFP expression.

The assay for luciferase was used by the ATP/luciferase kit allow detection at fmole range. The assay for GFP expression rely on visualization under fluorescence microscope and monitoring the level of expression as well the efficacy of transfection. The two vectors used are:

1. PEGH-N (Clontech): useful for mammalian expression; under PCMV promoter; produce fluorescence x35 intense than wild type GFP.
2. PGL2-vector (Promega): useful for expression under SV40 promoter with luciferase gene.

Luciferase assay was performed as in Promega kits (sensitivity of 10-20 mole). The detection of luciferase was performed by Luminometer using kivvetes or 96 well plates formats. The extremely sensitive measurements were very useful as a detection probe to the in vivo (animal tissue) experiment. The current microplates luminometers allows detection limits of less than 20 amol of ATP and a dynamic range with linearity of 7 decades.

The ability of the polymer to form complexes with plasmid DNA was evaluated by gel retardation assay. Samples of beta-galactosidase plasmid were incubated with different amounts of polymer. Following incubation the samples were electrophoresed through agarose gel and stained with ethidium bromide to visualize shifts in the electrophoretic mobility of the complexed DNA. DSC analysis for gene complexation was used.

The present inventors found that many polymers formed complexes with DNA (Table 1), some polymers showed a significant expression in cells with no signs of toxicity to the cells.

A typical experiment was run as follows: HEK cells and COS cells (25,000 per cm^2 or 5×10^5 cells per 60 mm culture dish) were plated a day before the experiment. The cells were gently washed with serum-free medium and 0.5 ml serum free medium per dish was added. Plasmid DNA (5 mg in 500ml of serum-free sterile tube) was allowed to sit for one hour. Polymer reagent for complexation were added to the plasmid solution and mixed well and added to the cells (total 1.5 ml for a 60mm plate and allow to incubate for about 4 hours. At the end of the incubation period, the cells were gently overlaid with 4 ml of the complete medium with serum at 37°C . The cell mixture was allowed to incubate for about 48 to 72 hours (for luciferase and beta-galactosidase). The transfection efficiency was determined by counting the transfected cells having GFP (green fluorescence protein).

Table 1: Chemical Data of the Polycations Used for Transfection

#	Code (conjugate)	aldehyde/ polyamine (mole ratio)	% N (found)	% (w/w) of polycation (found)	Mw (GPC)*	Transfecti rate
0	PEI	-----	32%	-----	600	+
1	AG-PEI, imine	1:1.25	6.1	18	ND	+/-
1a	AG-PEI, amine	1:1.25	6.14	18.8	ND	+
2	Dex-PEI, imine	7.5:1	ND	low solubility	ND	NR
2a	Dex-PEI, amine	7.5:1	9.77	30	9,500	+
3	AG-Spermine, amine	1:1	1.84	6.65	8,000	+++
4	Dex-Spermine, imine	3:1	7.54	27.25	6770	0
4a	Dex-Spermine, amine	3:1	7.47	27	7820	+++
6	aminated dextran, amin	-----	3.36	0.4 amine for sugar unit	10,000	+
7	Dex-Spermine, imine	1.25:1	7.12	25.73	11,000	+
7a	Dex-Spermine, amine	1.25:1	7.35	26.56	10,800	++++
5	Dex-Spermidine, imine	1:1	6.92	23.92	9,600	+
5a	Dex-Spermidine, amine	1:1	6.82	23.57	9,000	+
8	Dex-Spermine, imine	2.5:1	7.72	27.9	11570	+
11	AG-Spermine, amine	1:3.3	1.97	7.11	11000	++++
12	Pul-Spermine, amine	2.5:1	9.33	33.68	6840	++++
12a	Pul-Spermine, imine	2.5:1	8.83	31.88	6390	+
4b	Dex-Spermine, amine	1:1	6.90	24.91	ND	++++
Control	Dextran-control	-----	0	0	24000	0
Control	Arabinogalactan-contro	-----	0	0	19000	0

* Molecular weight were determined by GPC. Detection was made using UV lamp at 454 nm after reacting all the polyamine with FITC probe. Retention time of standards were determined in the refractive-index detector. Dex=dextran, AG=arabinogalactan, Pul=pullulan. The polymer codes are related to the experimental description, samples marked with an **a** such as 2 **a** are the amine derivative of the unreduced derivative. The efficiency of transfection was graded as: 0-no activity; +/- traces of activity; + little activity; ++, +++ and ++++ represent increased activity where ++++ indicate activity close to the Ca phosphate transfection.

The conclusions from the above experiment are:

1. The most active grafts were the spermine bound by an amine bond. The imine bond derivative was less active due to a loss of one amine group used for the imine bond which leaves the grafted oligoamine with only 3 effective amine groups.
2. The grafted spermidine (containing 3 amines) were less active either as amine or imine conjugation bond.
3. Spermine grafts prepared at concentrated solution resulted in some binding of both primary amines leaving low primary amine content which result with low transfection.
4. Grafted polyethylene imine (PEI) was effective but less than spermine.
5. All three polysaccharides, dextran, arabinogalactan and pullulan, were effective as biodegradable carriers.
6. The oligoamine grafted polymers with the amphiphilic or hydrophobic side groups easily penetrated the cells.]

EXAMPLE 2:conjugation of spermine via the secondary amine

In order to graft spermine and similar oligoamines via the secondary amine while leaving the primary amine intact, the following strategy was used. The primary amines were specifically protected by a carbobenzoxy group using a mildly active carbobenzoxy-imidazole. The protected oligoamine was then grafted on dextran or arabinogalactan by reacting the agent with the tosylated or mesylated polysaccharide derivatives. The protecting groups were then removed by a common procedure used for protecting amino acids. The amount of primary amines in the polymer was determined by the fluorescamine or TNBS methods.

Synthesis of N¹-N¹²-dicarbobenzoxy Spermine

1) Synthesis of Carbobenzoxy imidazole:

10/031728
JC13 Rec'd PCT/PTO 22 JAN 2002

Clean Copy of Amended Specification Pages
Pursuant to 37 C.F.R. § 1.121(b)(1)(ii)

10/031728

**A BIODEGRADABLE POLYCATION COMPOSITION FOR DELIVERY OF
AN ANIONIC MACROMOLECULE**

Field of Invention:

The present invention relates to a biodegradable polycation composition for delivery of an anionic macromolecule.

Background:

Gene therapy is a process by which genes are introduced into cells which then become mini-factories which manufacture and release essential compounds in cells and tissue which improve the life of the patient. Gene therapy has the potential to revolutionize the treatment of genetic disorders, diseases associated with a genetic component like cancer, AIDS, and many other diseases. Gene therapy may be the only remedy for some individuals who would otherwise die or be severely disabled. Gene transfer may also be employed for systemic protein and peptide-like hormone administration. Nucleic acid sequences coding for a protein (insulin, growth hormone) would be administered to the patient allowing endogenous production of their own medication.

Successful gene therapy requires the identification of an appropriate therapeutic gene for treatment of the disease, in addition to a delivery system by which that gene can be delivered to desired cell type both efficiently and accurately. Early attempts of gene transfer involved the removal of cells from the individual, and the alteration of the cells in the culture by the introduction of a functioning copy of the gene. The next step included grafting the genetically engineered cells back into the patient. This ex vivo approach to gene therapy is obviously limited to those target tissues that are not undergoing frequent multiplication and cell generation that could cause progressing elimination of the grafted cells. The ability of the altered cells to efficiently recombine with the target tissue is another limiting factor of the ex vivo approach since many cells do not exhibit the ability to recombine.

The limitation and the complexity of the ex-vivo approach facilitated the development of direct in vivo gene transfer methods. Direct gene therapy involves the administration of the gene into the body, targeting of the gene to the desired cells and into the nucleus of said genes, and expression of functioning gene products therein. Currently there are two different approaches for direct gene transfer. One is a viral approach and the other is a

non-viral approach. Viral and non-viral gene therapies differ in the methods used to deliver genes to the target cells and direct the uptake of gene into the nucleus. Viral gene therapies employ genetically engineered viral particles to deliver the gene to target cell, and non-viral gene therapies employ gene delivery systems comprised of synthetic or semi-synthetic gene formulations. The limitations of viral therapies relate to the residual viral elements within the viral vectors which can be immunogenic, cytopathic, or recombinogenic.

Antisense technology has introduced the possibility of down-regulating or specifically turning off the expression of individual genes. This technology has enormous therapeutic potential. Antisense oligodeoxynucleotides (AON or ODN) constitute sequences of 15 to 21 nucleotides with the order of the nucleotides providing the molecule with the specificity to target genetic material. An oligonucleotide whose bases are tailored to complement part of a particular mRNA, can bind to and complex with that section of the mRNA. This can prevent gene expression which may prevent protein synthesis by passive or reactive inhibition of mRNA translation. Antisense ODN's to DNA seem to inhibit DNA transcription by formation of a triple helix.

Antisense oligonucleotides enter cells by pinocytosis and/or receptor-mediated endocytosis after binding to cell surface antigens. Uncharged oligomers enter cells by passive diffusion and charged oligomers enter by endocytosis. It seems that oligomers are not internalized by cells very efficiently. Methods for improving cellular uptake and biological efficacy of ODN's have been devised, including their conjugation to a synthetic polypeptide poly(L-lysine) tail with or without transferrin, or encapsulation in cationic or antibody-targeted liposomes.

As with other modes of contemporary gene therapy, delivery remains a central and crucial issue. For example, Antisense oligonucleotides per se are thought not to cross the intact Blood Brain Barrier (BBB). There are no studies analyzing the passage of antisense oligomers across the Blood Brain Barrier. Attempts to deliver them across the BBB by hyperosmotic BBB disruption after conjugation or by incorporation into liposomes have, as a whole, been unsuccessful. Direct injection of free antisense results in their rapid breakdown.

Although, most research in vivo gene therapy has focused on the use of recombinant virus vectors, progress has been made toward developing non-viral formulations of gene for

in vivo human gene therapy. The advantages of non-viral vectors are that they can introduce DNA into non-dividing cells, do not integrate into the chromosome, do not possess infective risk, and are potentially less expensive than viral vectors. The principle underlying non-viral gene delivery is that the problem of delivering DNA in vivo is not significantly different from the problem of delivering conventional drugs or biological products to intracellular compartment in the body. Non-viral gene therapies involve known drug delivery methods for the administration and targeting of genes to selected cells in vivo, where they express therapeutic products.

Various methods have been described for non-viral gene therapy, ranging from the direct administration of "naked" plasmid DNA to the systemic administration of complex synthetic formulations. Some approaches are aimed at developing "artificial viruses" that attempt to mimic the process of viral infection using synthetic or semi-synthetic components. Others apply the theory and method of advanced, particulate drug delivery to administer DNA to selected somatic targets. These approaches employ plasmid DNA complexes containing lipids, proteins, peptides, or polymeric carriers. The principle disadvantage associated with non-viral systems has been insufficient levels of gene expression, irreproducibility and significant variations in gene expression on various cell types.

The two classes of synthetic gene delivery systems that have been investigated most actively involve the use of either cationic liposomes or polycationic polymers. The assembly of these systems is achieved by an electrostatic condensation of the "anionic" DNA with the "cationic" moiety of either a lipid or a synthetic polymer. The cationic polymer-based systems have been most widely associated with the formulation of receptor-mediated gene delivery systems. This technique employs the ability of receptors on the surface of a variety of different cells to efficiently bind and internalize a ligand. Several ligands have been exploited for the efficient internalization of DNA-ligands complexes. These include: asialoorosmucoid and other galactosylated proteins which target the hepatic asialoglycoprotein receptor; transferrin which binds to the transferrin receptor and mannosyl which is recognized by the mannose receptor of macrophages. Targeting ligands are covalently linked to a polycation polymer, typically to poly(lysine) derivatives, and then form

a ligand-poly(lysine)-DNA complex by the ionic interaction between the positively charged poly(lysine) and the negatively charged DNA. Often, an endosomolytic agent is added to the transfection mixture to induce endosomal lysis and enhance DNA release from the endosome in order to achieve high transfection efficiency. The efficiency of poly(lysine)-DNA conjugates in transfecting numerous cell types in vitro has been demonstrated, but their potential usefulness for in vivo human gene therapy is limited due to their cytotoxicity.

More advanced polymeric gene delivery systems employ macromolecules with a very high cationic charge density that act as an endosomal buffering system, thus suppressing the endosomal enzymes activity and protecting the DNA from degradation. The high cationic charge density mediates both DNA condensing and buffering capacity, that diminish the requirement for an endosomolytic agent addition.

Polymers used in gene transfer

The polycations used for gene complexation are polyamines that become cationic at physiologic conditions. All polymers contain either primary, secondary, tertiary or quaternary amino groups capable of forming electrostatic complexes with DNA under physiologic conditions. The highest transfection activity is obtained at a 1.1 -1.5 ratio of polycation to DNA. The most studied polyamines for gene transfer includes, poly(lysine) and its derivatives, polyamidoamine starburst dendrimers, polyethyleneimine, natural and modified polysaccharides, and acrylic cationic polymers. The details for each polymer class are described in Domb et al. (A. Domb, M. Levy, Polymers in gene therapy, *Frontiers in Biological Polymer Applications*, R.M. Ottenbrite (ed), Technomic, Vol. 2, 1999,1-16.).

Polycations may be more versatile for use than the liposomes and other conventionally used spherical gene carriers. Several polycations have been reported to induce gene expression for example diethylaminoethyl dextran and other cationized polysaccharides [F.D. Ledley, *Human Gene Therapy*, 6, 1129, 1995; Yamaoka et al. *Chemistry Letters*, 1171-72, 1998]. These polymers have little structural similarity with each other except possessing cationic groups.

Cationic polysaccharides have been used for gene delivery. Chitosan, a linear cationic polysaccharide was suggested by several authors for gene delivery [K.W. Leong et

al, DNA-Chitosan nanospheres: Transfection efficiency and cellular uptake, Proceed. Intl. Symp. Control. Rel. Bioact. Mater. 24:75-76, 651-652, 671-674, 1997; R. Richardson, H.V.J. Kolbe, R. Buncan, Evaluation of highly purified chitosan as a potential gene delivery vector, Proceed. Intl. Symp. Control. Rel. Bioact. Mater. 24:649-650, 1997] DNA-chitosan nanospheres were found to be significantly less toxic than poly(L-lysine) or Lipofectin using the MTT test. Compared to standard Lipofectamine mediated gene transfer, these nanospheres yield lower levels of gene expression in HEK 293 (human embryonic kidney cells), IB3 (bronchial epithelial cells) and HTE (human tracheal epithelial cells). Surface modification of DNA/chitosan complex nanoparticles by covalently binding poly(ethylene glycol), transferrin and mannose-6-phosphate receptor to facilitate entry into cells and improve storage stability was also studied. The Purified and hydrophobized chitosan has also been suggested as carrier for genes [K.Y. Lee, I.C. Kwon, Y.H. Kim, W.H. Jo, S.Y. Jeong, Selfaggregates of hydrophobically modified chitosan for DNA delivery, Proceed. Intl. Symp. Control. Rel. Bioact. Mater. 24:651-652, 1997].

Midox (WO 95/30020) describes a polypeptide such as polylysine modified at the g-amino group with a molecule bearing hydroxyl groups. Genzyme describes in WO 97/462 lipid derivatives of short chain alkylamines such as spermine and spermidine for use in gene transfection. For example one or two spermine or spermidine groups attached to cholesterol via an amide or carbamate bonds. WO 98/27209 to Emory Univ. describe a range of modified cationic polypeptides based on lysine for use in gene transfection.

The polymers described in the prior art can be grouped into two categories: One including linear or dendrimeric polymers with random distribution of amino groups which are part of the polymer backbone such as poly(ethylene imines), poly(amido-amine) dendrimers, and poly(alkylamino-glucaramide). The second including linear polymers with a single primary secondary or tertiary amino group attached to the polymer units. Examples of such polymers are: poly(dimethylaminoethyl methacrylates), dimethylamino dextran, and polylysines.

All of the above polymers are polycations with a random distribution of the cationic sites. This randomness is probably the reason for the fact that these polymers may work for some nucleotides and cell types and not for others. Most of these polymers are toxic to cells

and non-biodegradable, while the polymers based on amino acids such as polylysines are immunogenic.

It can be said that in the prior art, little attention was given to:

1. the structure of the polycation, the charge density and space distribution of cationic groups in the polymer to optimize complexation with anionic nucleotides;
2. the type of cationic groups, primary, secondary or tertiary groups were considered as cationic sites.
3. the toxicity and immunogenicity of the polymer;
4. the biodegradability and elimination properties of the polymer carrier;

In general, it has been believed that the cationic charge of the polymers is the main factor important for complexation and transfection. Also, these cationic polymers did not result in high enough transfection yield for commercial interest in ex-vivo experiments, in addition to animal experimentation.. The degradation and elimination of the polymer carrier was not carefully treated and most polycations described for use in gene therapy are not biodegradable and/or toxic.

In designing a universal polycation system for gene delivery one should consider the way in which a plasmid becomes active in the cell and tissue. The plasmid has first to be protected from DNA degrading enzymes in the extracellular medium, then penetrate the cell wall, protected from degrading systems, i.e. the lysosome and enzymes, in the intracellular medium until it is internalized in the nucleus, penetrate into the nucleus and being released in its active form from the polymer carrier.

This invention describes a versatile and universal polycation system based on oligoamine grafted on natural or synthetic polysaccharides that is capable of complexing various plasmids and antisense, administering them into various cells in high yields and into the nucleus in active form to produce the desired protein.

It is the objective of the present invention to provide polycations that:

1. better fit the complexation requirements for effective delivery of a plasmid or an antisense;
2. biodegrade into non-toxic fragments at a controlled rate;
3. non-toxic and no-immunogenic in vivo;

4. form a stable enough complex with low and high molecular weight polynucleotides including therapeutic plasmids and antisense.
5. provide effective polymeric delivery system that result in a high transfection yield in a range of cells and in tissues.
6. can be reproducibly prepared at an affordable cost.

Another objective of this invention is to provide a controlled release of DNA in tissue or cell by complexing DNA with designed polymers that gradually de-complex and release the DNA or by incorporation of the complexed polynucleotides in a biodegradable matrix which will release the DNA in the site of insertion for periods of weeks and months.

Thus, according to the present invention there is provided a biodegradable polycation composition associated with an anionic macromolecule, said macromolecule being selected from the group consisting of a plasmid, an oligonucleotide, an antisense, a peptide, a protein, an anionic polysaccharide and combinations thereof, comprising:

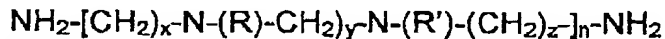
- a) a polysaccharide chain having an amount of saccharide units ranging from 2 to 2000; and
- b) at least one grafted oligoamine per 5 saccharide units, wherein said oligoamine is selected from the group consisting of a linear, branched and cyclic alkyl amine having at least two amino groups and said oligoamine has a molecular weight of up to 2000 daltons.

In another preferred embodiment of the present invention said polysaccharide chain is selected from the group consisting of dextrans, arabinogalactan, pullulan, cellulose, cellobios, inulin, chitosan, alginates and hyaluronic acid.

In a further preferred embodiment of the present invention said saccharide units are connected by a bond selected from the group consisting of acetal, hemiacetal, ketal, orthoester, amide, ester, carbonate and carbamate.

In an even further preferred embodiment of the present invention said polysaccharide is a synthetic polysaccharide formed from the condensation of an aldaric acid and a diaminoalkane.

In a preferred embodiment of the present invention said grafted oligoamine is grafted to said polysaccharide chain by a bond selected from the group consisting of amine, amide and carbamate. In another preferred embodiment the oligoamine has the formula:



wherein x, y, z are an integer between 0 and 4 and x+y+z is between 1 and 4 and n is at least 1 when x+y+z=2 or more, or at least 2 when x+y+z=1 and wherein R and R' groups are H or an aliphatic side group of 1 to 6 carbons.

In a further preferred embodiment of the present invention said oligoamine is selected from the group consisting of spermine and derivatives thereof.

In an even further preferred embodiment of the present invention said oligoamine is selected from the group consisting of a linear and branched ethyleneimine oligomer having up to 10 ethylene imine units.

In an even further preferred embodiment of the present invention said oligoamine is selected from the group consisting of a peptide consisting of up to 20 amino acids with at least 50% contain a cationic side group including, lysine, ornithine, and diphthamic acid.

In a preferred embodiment of the present invention said amphiphilic residue is selected from the group consisting of fatty chains, phospholipids, cholesterol derivatives, ethylene glycol oligomers and propylene glycol oligomers, wherein said ethylene and propylene glycol oligomers have a fatty chain block on one side.

In a further preferred embodiment of the present invention said amphiphilic residue is connected to said polysaccharide chain by a bond selected from the group consisting of an amine, amide, imine, ester, ether, urea, carbamate and carbonate.

In an even further preferred embodiment of the present invention said amphiphilic residue facilitates the crossing of the polycation through biological membranes.

In a preferred embodiment of the present invention said polycation composition is not toxic or immunogenic.

In an even further preferred embodiment, the composition of the invention further comprises a ligand for facilitating the binding of said composition to a predetermined type of cell or tissue.

It is a further an objective of the invention to provide a pharmaceutical composition comprising the composition described above, in combination with a pharmaceutically acceptable carrier.

It is a further an objective of the invention to provide a pharmaceutical composition comprising the composition described above, in combination with amphiphilic cationic and/or nonionic lipids and cationic and nonionic polymers generally used for nucleotide delivery transfection. Examples of lipids include DOTMA, DOTAP, DMRIE, GAP-DLRIE, DODHF, alkylated spermine, and other derivatives described in: G. Byk and D. Scherman, Exp. Opin. Ther. (1998) 8(9):1125-1141; D.A. Treco and R.F. Selden, non viral gene therapy, Molec. Med. Today, 1995, 1(7):299-348)

The present invention describes a range of biodegradable polycations based on grafted oligoamine residues on synthetic or a natural polysaccharides which are effective in delivering plasmids and antisense for a high biological effect. The grafting concept where side chain oligomers are attached to either a linear or branched hydrophilic polysaccharide backbone, allows two/three dimensional interaction with an anionic surface area typical to the double or single strand DNA chain. This type of flexible cationic area coverage is not available with non-grafted polycations or low molecular weight cations. Low molecular weight amines and their lipid derivatives such as the lipofectin and lipofectamine have a localized effect on the DNA which the degree of complexation is dependent on how these small molecules organized around the anionic DNA. Each molecule has to be synchronized with the other molecules at all times of the transfection process whereas when the oligoamines are grafted on a polymer they are already synchronized and each side chain helps the other side chains to be arranged to fit the anionic surface of the given DNA. By grafting the functional groups is an average distribution along a polymer chain at a certain distance between each other (for example,

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grafting an oligoamine chain every one, two, three or four polymer unit may provide optimal complexation with various DNAs.

US 4,146,515 (D4) describes oxidation of starch and reacting it in bulk with epichlorhydrin-dimethylamine or ammonia to improve the industrial properties of starch. The product is cationic but is not a grafted oligoamine conjugated to a polysaccharide.

WO93/25239 (D3) to Advanced Magnetics describes a range of derivatives of arabinogalactran. In Example 10 page 19, there is described the treatment of AG with galactose oxidase (GO). The reaction details are given including the purification process and determination of the number of aldehyde groups formed. The oxidation with the enzyme takes place at room temperature which yields 0.34 milliequivalents of aldehydes. This is an alternative method of oxidation of AG and is not related to an oligoamine conjugated to polysaccharides.

In example 6, page 17 of said publication, there is described the reaction between polylysine and arabinogalactan (AG) at a ratio of 500 mg polylysine and 100 mg of AG in the presence of cyanoborohydride as reducing agent. The resulting product yield was 30 mg which represents a 5% yield. No date is given on the analysis of this product besides a comment that the product contains an amine and saccharide and has a molecular weight of 25,000. Under these reaction conditions in which AG was not oxidized and native AG was used, the chance for a chemical conjugation between polylysine and AG is very low as there are no or only a few aldehyde groups on AG that are available for a reductive amination reaction. Indeed, the negligible yield of 5% with no characterized product indicates that probably nothing was obtained in this reaction and the 5% material isolated was either polylysine contaminated with AG or AG contaminated with polylysine, the latter seeming more probable as native AG has a molecular weight of 25,000. Thus this example does

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not teach or suggest to a person skilled in the art the formation of an oligoamine conjugated with polysaccharides.

WO 98 01162 (D1) describes the formation of Chitosan nanoospheres containing DNA complexed with the cationic groups of the native Chitosan. Page 17 and Figs 7 and 8 describe in detail the formation of the Chitosan nanospheres loaded with the DNA. Chitosan contains one amino group per saccharide unit as it is a polymer of glucose amine. This polymer is a polysaccharide with one amino side group which is not an oligoamine conjugated to a polysaccharide.

RU 2,027,190 (D2) describes a conjugate of polysaccharide antigen and polyethylene imine as an immunosorbent for detecting streptococcal and pneumococcal infections. Said reference thus teaches an antigen which is chemically bound to a polysaccharide via a spacer which is a polyethylene imine and does not teach or suggest an oligoamine conjugated to a polysaccharide.

US 5,567,685 describes the conjugation of various oxidizable drugs to a polysaccharide, however, does not teach or suggest an oligoamine conjugated to polysaccharide.

The use of biodegradable cationic polyol carriers is especially suitable for transfection and biological applications because they are water soluble and miscible in aqueous vehicles. The resultant grafted polymers are water soluble or dispersible in water, it can be readily transported to cells *in vivo* by known biological processes, and acts as an effective vehicle for transporting agents complexed with it.

The compositions of the present invention are composed of a natural or synthetic polysaccharide backbone with a grafted complexation functionality, i.e. aliphatic organic cationic residues containing at least two amino groups. The alkyl amino cationic residues are distributed in an optimal charge distribution tailored for as many plasmid or oligonucleotide for optimal transfection results. The polymer has hydrophobic/hydrophilic side groups that allow penetration of the polymer-plasmid complex into cells for transfection.

Detailed Description of the Invention:

The present invention provides a new class of non-viral polymeric vectors that can be used for both *in vitro* and *in vivo* transfer of biologically active molecules. In particular, these vectors can be used for gene transfer applications. The polycationic compositions of the present invention can achieve gene transfer efficiencies *in vitro* that are superior to commercially available cationic liposome preparations. Further, the low toxicity and lack of serum inhibition of the compositions is suitable for *in vivo* use. The present invention provides a vector that can achieve *in vivo* gene transfer efficiencies that compare favorably to viral vector systems. The present invention further provides a method to increase the capacity of solutions to carry complexes of nucleic acids and the polymeric vector without precipitation or toxic ionic effects on cells.

Furthermore, the unique polycationic structure of this class of polymers associates with many suitable bioactive molecules, including proteins and other compounds that possess multiple anionic sites. The polymer can act as a carrier to deliver the associated bioactive molecule, *in vivo* or *in vitro*, to the cells of interest for the bioactive molecule.

In addition, the unique polycationic structure of this class of polymers are biodegradable and readily eliminated from the body after administration.

In one aspect the invention provides a complex comprising a nucleic acid and a transfection agent, wherein:

- a) the transfection agent is obtained by the conjugation of short aliphatic oligoamine to a polysaccharide containing hydrophobic and/or amphiphilic side groups to allow penetration into cells.
- b) the short aliphatic oligoamine conjugated to the polymer contains at least two amino groups.
- c) The hydrophobic and/or amphiphilic sites attached to the polymer are for example fatty chains, phospholipids or cholesterol derivatives or ethylene or propylene glycol oligomers with or without a fatty residue block, which have the capacity to allow penetration into cells. The density and quality of the hydrophobic side groups are selected to allow optimal transfection both in vitro (cells) and in vivo (humans).
- d) The transfection agent is able to deliver a gene, antisense or nucleic acids into cells and/or nucleus, release them in active form to allow substantial biological effect by the gene or antisense and, biodegrade into non-toxic fragments that are eliminated from the cell or the body.

As used herein the term "transfection agent" means any chemical agent capable of facilitating the entry of a nucleic acid into a eukaryotic cell.

As used herein the term "nucleic acid" means a polymer of nucleotides, and specifically includes plasmids, coding DNA sequences, mRNAs, and antisense RNA molecules. A nucleic acid can be single – or double – stranded. The nucleic acids can also contain one or more substitute linkages. These substitute linkages include conventional alternative linkages such as phosphorothioate and phosphoramidate, and are synthesized as described in generally available literature. Nucleic acids also include those nucleotides in which the sugar moiety has been modified by, for example, substitution of one or more hydroxyl groups with halogen, aliphatic groups, or functionalized as ethers, amines, or wherein the ribose or deoxyribose is replaced with other functionally equivalent structures. In particular, the sugar-phosphate backbone may be replaced with a non-carbohydrate backbone such as a peptide or other type of polymer.

As used herein the term "primary amine" means any amine that possesses one or more primary amine functionality.

As used herein the term "secondary amine" includes amine moieties having at least two pendent hydrocarbon groupings, and also includes, in the appropriate context, tertiary and quaternary amines.

As used herein "a" can mean one or more, depending upon the context in which it is used.

As used herein "aliphatic" and "aromatic hydrocarbons" include both substituted and unsubstituted compounds, wherein the substitution can occur in the backbone or pendent groupings of the hydrocarbon. Aliphatic compounds may be branched or straight chained.

As used herein "polysaccharide" means, linear, branched or crosslinked natural or chemically modified polysaccharides. It also includes synthetic copolymers having at least 40% saccharide units in the polymer backbone. A particular example is polyamides of glucaric acid with alkanediamines.

As used here "oligoamine" means a linear, cyclic and branched alkaneamine that contain at least two amino groups. The molecular weight of the oligoamine is limited to about 2,000 Daltons.

The present invention relates to a novel class of polycationic polysaccharides having effective nucleic acid transfection properties and bioactive agent delivery attributes. The polymers are obtained from the conjugation of an oligoamine to a polysaccharide chain. The polysaccharide carrier, the oligoamine and the grafting ratio bond type are selected to enhance the degree and efficiency of transfection. For example, polymers can be selected based upon the density and distribution of the cationic sites on the polymer to obtain transfection agents that are tailored to the anionic charge distribution of the nucleic acid being transfected, and the anionic charge distribution of the type cell being targeted. Various substituents can also be incorporated into the polymer to affect the properties of the polymer by improving the transfection efficiency thereof.

The present invention provides (1) a class of polycationic polymers, (2) a class of complexes comprising these polymers with nucleic acids, and (3) a class of complexes comprising these polymers with suitable anionically charged bioactive agents. The class of polycationic polymers comprises products obtained by the grafting of an oligoalkaneamine onto a suitable polysaccharide, wherein the grafted oligoamine contains at least Two

amines. in a particularly preferred embodiment, the grafted primary amine has one primary amine and three secondary amines.

Examples of suitable polysaccharides include, for example, dextrans, arabinogalactan, pullulan, cellulose, chitosan, inuline, hyaluronic acid, and alginates having from 2 to 2,000 saccharide units. Other classes of polysaccharides are polyureas or polyamides of aldaric acids such as mucic acid, glucaric acid, galactaric acid, xylaric acid, and their various isomers polycondensed with aliphatic diamines. The copolymerization of the comonomers may be performed generally by methods known in the art, including by condensation reactions. Examples of suitable polycondensation techniques are described in detail in Kieley et al., J. American Chemical Society, 116, 571-578 (1994), Kieley et al., U.S. Pat. Nos. 3,225,012; 5,434,233; 5,312,967; 5,473,035; 5,833,230; and 5,329,044; and Dewar et al.

The ionic association of the polymer/nucleic acid charges neutralizes the anionic charges on the nucleic acid and allows the complex to interact and bind more favorably with the negatively charged cell surface. If an excess of cationic sites are present on the polymer, i.e. more than are necessary to neutralize the anionic charges on the nucleic acids, these excess cationic charges may facilitate the attraction of the complex to the ionically charged surface of the cell, thereby facilitating entry of the complex into the cell. The polymers may also compact the nucleic acids upon complexation, which further enhances the likelihood of entry.

Although the present invention is limited to grafted oligoalkylamines, various substituents can be incorporated into the polymer carrier. For example, the hydroxyl groups on the aliphatic chain of the monosaccharides can be substituted with aliphatic hydrocarbons, amides, azo, carbamate, carboxylic esters, ethers, thioethers, thiols, fluorescent derivatives, and sulfonic acids. One is often able to increase the hydrophobicity of the polymer (where hydrophobicity is desired) by alkylating the secondary amines with long chain hydrocarbons. Alternatively, one may increase the amphiphilicity by attaching a polyethylene glycol (PEG) chain.

The structure of the polymer can also be altered, by known techniques, to optimize the transfection and delivery efficiency of the polymer for each cellular target on the basis of

the physiological and biological characteristics of that target. For example, the efficiency of gene delivery to cells can be enhanced by the addition of peptides with the nuclear targeting signal of simian virus 40 to the polymer. Several protein ligands are also known that can be covalently coupled to the polymer and then incorporated into a ligand-nucleic acid complex. The resulting complexes retain their ability to interact specifically with cognate receptors on the target cell.

Another method for improving the efficiency of gene delivery is to enhance the release of DNA from the endosome after it has entered the cell. Adenoviral particles can be coupled to the polymer to increase this efficiency. Synthetic peptides can also be designed and incorporated into the polymer in order to enhance endosomal release.

The biodegradable polycation compositions of the present invention are of general use for gene transfer and bioactive agent delivery with respect both to cell type and size of nucleic acid or bioactive agent because the transfection is driven by ionic interactions. Any selected cell into which transfection of a nucleic acid or delivery of a bioactive agent (via transfection or other means) would be useful can be targeted by this method, by administering the composition in a suitable manner to bring the composition into contact with the selected cell, as is known in the art. Cells can be within a tissue or organ, for example, supplied by a blood vessel into which the composition is administered. The composition of the present invention can be formulated into a slab, pellet, microsphere and nanosphere made of a biodegradable component such as a biodegradable polymer or fat to allow targeting and/or controlling long term release of the gene complex to the blood system or to a specific site as known in the literature for common bioactive molecules. Alternatively, for example, the composition can be directly injected into the target tissue or organ. As a further example, the lungs can be targeted by inhalation or intratracheal injection of the complex or particles containing the complex. The invention has application to all eukaryotic cells; it can be used particularly for mammalian cells and subjects, such as humans, cows, horses, sheep, pigs, rats and mice. Some examples of cells that can be targeted by the composition of the present invention include fibroblasts, epithelial cells, endothelial cells, blood cells and tumor cells.

Due to the fact that the polyol backbone according to one of the embodiments of the invention is both biodegradable and regularly imported into living cells as part of normal biosynthetic processes, it is nontoxic and nonimmunogenic, which offers a distinct advantage over viral vectors when used as transfection agents. Similarly because polyols do not generally contain natural binding sites for serum, the polyol backbone is not negatively impacted by circulating serum proteins such as heparin and albumin. Complexes formed with the polymers thus reach targeted cells intact without significant serum inhibition, in contrast to polycationic lipids which are substantially impacted by natural systemic serums.

The amount of DNA that is carried in solution can also influence the degree of transfection of the composition. The concentration of DNA in solution is often limited by its tendency to precipitate at higher concentrations. In some applications, the DNA concentration in solution is limited to about 1.0 g/l. Increased amounts of DNA-polymer in solution which does not precipitate, may be achieved if proper methods of preparation and optimal polymer to DNA ratio and polymer structure are used. In such preparations it may be possible to obtain solutions carrying 20 grams of DNA per liter of solution.

Suitable delivery and transfection conditions are when the cell and composition temperature is between about 18°C and about 42°C, with a preferred temperature being between about 22°C and about 37°C. For administration to a cell in a subject, the complex, once in the subject, will of course adjust to the subject's body temperature. For *ex vivo* administration, the complex can be administered by any standard method that would maintain viability of the cells, such as by adding the complex to a culture medium (appropriate for the target cells) and adding this medium directly to the cells. The medium used in this method should be aqueous and non-toxic so as not to render the cells non-viable. In addition, the medium can contain nutrients for maintaining viability of cells, if desired.

The composition can be administered *in vivo* by parenteral administration, e.g., by intravenous injection including regional perfusion through a blood vessel supplying the tissue(s) or organ(s) having the target cell(s). Injectables can be prepared in conventional

forms, such as liquid solutions, suspensions, or emulsions. A slow release or sustained release system can also be used, allowing the maintenance of a constant dosage level.

Other means of administration can include inhalation of an aerosol, subcutaneous, intraperitoneal or intramuscular injection, topical administration such as to skin wounds and lesions, direct transfection into, e.g., bone marrow cells prepared for transplantation and subsequent transplantation into the subject, and direct transfection into an organ that is subsequently transplanted into the subject. Further administration methods can include oral administration, particularly when the complex is encapsulated, or rectal administration, particularly when the complex is in suppository form.

A pharmaceutical composition according to the present invention can include the composition and a pharmaceutically acceptable carrier suitable for the selected mode of administration. A pharmaceutically acceptable carrier includes any material that will not cause any undesirable biological effects or interact in a deleterious manner with the biological host or with the components within the pharmaceutical composition. A pharmaceutical composition can further include other medicinal agents, pharmaceutical agents, adjuvant, diluents, stabilizers, etc., as long as they do not interfere with the action of the composition. Actual methods of preparing such dosage forms are known or will be apparent to those skilled in the art, (for example - Martin, E.W. *Remington's Pharmaceutical Sciences*, latest edition, Mack Publishing Co., Easton, PA.)

Transfections using combinations of a plasmid:polycation complex of this invention and various cationic, anionic and amphiphilic polymers and molecules. the plasmid dna complex consisted of plasmid dna, oligoamine polysaccharide condensing agent and a peptide (a peptide described in u.s. patent application ser. no. 07/913,669, filed jul. 14, 1992). addition of amphipathic polymers: polyethylene glycol (PEG); polypropylene glycol (PPG) and PEG-PPG copolymers, phosphatidyl choline, cholesterol derivatives, and non-ionic surfactants, the transfection efficiency of the plasmid dna complex was significantly enhanced over the plasmid dna complex alone or the polymers alone. The addition of an anionic polymer or lipid may result in destabilization of the net positively charged plasmid dna complex by its negative charge and thus may better release the plasmid in the nucleus or in the other hand may de-complex the plasmid and the activity

may be reduced. Several mechanisms of action of amphipathic polymers may account including: stabilization of plasmid dna complexes due to coating; increased cell membrane permeability, thereby allowing easier passage of the plasmid dna complex through the cell; membrane and/or volume exclusion, increasing the concentration of plasmid dna complexes at the cell surface.

Another objective of this invention is to provide a controlled release of biologically active dna in tissue or cell by complexing them with the polycations of this invention that gradually de-complex and release the biomacromolecule, DNA, antisense, and a protein or a polysaccharide (heparin) or by incorporation of the complex in a biodegradable matrix, which will release the DNA or DNA complex in the site of insertion for periods of weeks and months.

The following polymers, oils and surfactants may be suitable for use as compounds which enhance gene transfection and/or prolong the localized bioavailability of a nucleic acid: salts of hyaluronates; salts of alginates; heteropolysaccharides (pectins); poloxamers (pluronic); poloxamines (tetronics); polyethylene glycols; dextrans; polyvinylpyrrolidones; chitosans; polyvinylalcohols; propylene glycols; phosphatidylcholines (lecithins); xanthan gum, polyethylene glycol-poly(lactic-glycolic acid) (PEG-PLA), polyethylene glycol-polyhydroxybutyric acid (PEG-PHB), fatty acid and alcohols and their esters, glycofurol, cremophors, and oil mixtures. These substances may be prepared as solutions, suspensions, gels, emulsions or microemulsions of a water/oil (w/o), water/oil/water (w/o/w), oil/water (o/w) or oil/water/oil (o/w/o) type. Oil suspensions of lyophilized nucleic acid, such as plasmid DNA may be utilized. Carriers for these oil suspensions include, but are not limited to, sesame oil, cottonseed oil, soybean oil, lecithins, tweens, spans and miglyols. By "solutions" is meant water soluble polymers and/or surfactants in solution with nucleic acids. By "suspensions" is meant water insoluble oils containing suspended nucleic acids. By "gels" is meant high viscosity polymers containing nucleic acids. By "emulsion" is meant a dispersed system containing at least two immiscible liquid phases. Emulsions usually have dispersed particles in the 0.02 to 100 micron range. Nucleic acids in the water phase can be dispersed in oil to make a w/o emulsion. This w/o emulsion can be dispersed in a separate aqueous phase to yield a w/o/w emulsion. Alternatively, a suitable oil could be

dispersed in an aqueous phase to form an o/w emulsion. A "microemulsion" has properties intermediate to micelles and emulsions and is characterized in that they are homogenous, transparent and thermodynamically stable. They form spontaneously when oil, water, surfactant and cosurfactant are mixed together. Typically, the diameter of the dispersed phase is 0.01 to 0.1 microns, usually of the w/o and o/w type.

The compounds which prolong the bioavailability of a nucleic acid may also interact or associate with the nucleic acid by intermolecular forces and/or valence bonds such as: van der waals forces, ion-dipole interactions, ion-induced dipole interactions, hydrogen bonds, or ionic bonds. These interactions may serve the following functions: (1) stereoselectively protect nucleic acids from nucleases by shielding; (2) facilitate the cellular uptake of nucleic acid by endocytosis. To achieve the desired effects set forth it is desirable, but not necessary, that the compounds which prolong the bioavailability of a nucleic acid have amphipathic properties; that is, have both hydrophilic and hydrophobic regions. The hydrophilic region of the compounds may associate with the largely ionic and hydrophilic regions of the nucleic acid, while the hydrophobic region of the compounds may act to retard diffusion of nucleic acid and to protect nucleic acid from nucleases. Additionally, the hydrophobic region may specifically interact with cell membranes, possibly facilitating endocytosis of the compound and thereby nucleic acid associated with the compound. This process may increase the pericellular concentration of nucleic acid. Agents which may have amphipathic properties and are generally regarded as being pharmaceutically acceptable are the following: methylcelluloses, hydroxypropylcelluloses, hydroxypropylmethylcelluloses; heteropolysaccharides (pectins); poloxamers (pluronics); poloxamines (tetronics); ethylene vinyl acetates; polyethylene glycols; polyvinylpyrrolidones; chitosans; polyvinylalcohols; polyvinylacetates; phosphatidylcholines (lecithins); propylene glycol; miglyols; polylactic acid; polyhydroxybutyric acid; xanthan gum. Also, copolymer systems such as polyethylene glycol-polylactic acid (PEG-PLA), polyethylene glycol-polyhydroxybutyric acid (PEG-PHB), polyvinylpyrrolidone-polyvinylalcohol (PVP-PVA), and derivatized copolymers such as copolymers of n-vinyl purine (or pyrimidine) derivatives and n-vinylpyrrolidone.

Nucleic acids may be loaded into biodegradable hydrogels such as crosslinked polysaccharides, and PEG based gels by placing swellable hydrogel systems in nucleic acid or complex solutions. Swellable hydrogels include but are not limited to crosslinked oxidized arabinogalactan and dextran with a polyamine ; calcium-crosslinked alginate, poloxamines (tetronics) and poloxamers (plurionics).

While the invention will now be described in connection with certain preferred embodiments in the following examples so that aspects thereof may be more fully understood and appreciated, it is not intended to limit the invention to these particular embodiments. On the contrary, it is intended to cover all alternatives, modifications and equivalents as may be included within the scope of the invention as defined by the appended claims. Thus, the following examples which include preferred embodiments will serve to illustrate the practice of this invention, it being understood that the particulars shown are by way of example and for purposes of illustrative discussion of preferred embodiments of the present invention only and are presented in the cause of providing what is believed to be the most useful and readily understood description of formulation procedures as well as of the principles and conceptual aspects of the invention.

With specific reference now to the figures in detail, it is stressed that the particulars shown are by way of example and for purposes of illustrative discussion of the preferred embodiments of the present invention only and are presented in the cause of providing what is believed to be the most useful and readily understood description of the principles and conceptual aspects of the invention. In this regard, no attempt is made to show structural details of the invention in more detail than is necessary for a fundamental understanding of the invention, the description taken with the drawings making apparent to those skilled in the art how the several forms of the invention may be embodied in practice.

Example 1: Grafting of oligoamine on polysaccharides and the biological testing thereof.

A range of polyethyleneimine (PEI, MW=600), spermine (4 amines) and spermidine (3 amines) conjugated to arabinogalactan (AG, a branched polysaccharide, MW=25,000)

dextran (Dex, a linear 1,6-polyglucose, MW=30,000) or pullulan (Pol, a linear 1,4 polyglucose, MW=50,000) were prepared. The oligoamines were grafted by an amine or imine bond after oxidation of the polysaccharide into a polyaldehyde. The difference between the polymers tested for biological activity were:

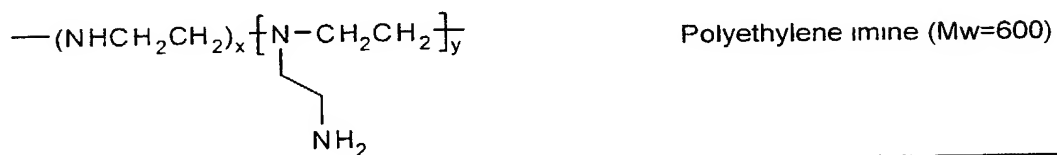
1. the oligoamine used, either PEI, spermine or spermidine;
2. the type of polysaccharide, AG, pullulan or Dex;
3. the type of bond, amine or imine;
4. the content of oligoamine per saccharide unit;

All polymers contained a Triton 100 residue grafted on about 4% of the saccharide units in the polymer carrier. This grafting was applied to the polysaccharides by reacting an epoxide or carboxylic acid derivative of Triton with the polysaccharide in a mixture of DMF:water as described below and in J. Pitha et al. (Detergents linked to polysaccharides: preparation and effect on membranes and cells, Eur. J. Biochem. 94, 11-18, 1979).

The following materials were prepared and used in the synthesis of the various grafts:

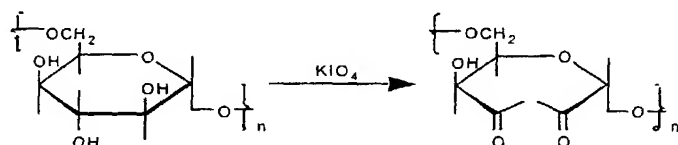
- AG (1:1): oxidized Arabinogalactan produced by reacting 1 mole of saccharides units and 1 mole of periodate (35% of saccharides units were converted to di-aldehydes).
- AG (1:5): oxidized Arabinogalactan produced by reacting 1 mole of saccharides units and 0.2 mole of periodate (8% of saccharides were converted to di-aldehydes).
- Dex (1:1): oxidized Dextran produced by reacting 1 mole of saccharides and 1 mole of periodate (50% of saccharide units were converted to di-aldehydes).
- Pol (1:1) : oxidized pullulan produced by reacting 1 mole of saccharides units and 1 mole of periodate (degree of oxidation was not determined).
- PEI: Polyethylene imine (Mw=600).
- Red: Reduced conjugates (amine bonds).
- Unred: Unreduced conjugates (imine bonds).
- Triton-X100 is an amphiphilic molecule of the structure:

$$\text{C}_8\text{H}_{17}-\text{C}_6\text{H}_4-(\text{O}-\text{CH}_2-\text{CH}_2)_{9-10}-\text{OH}$$

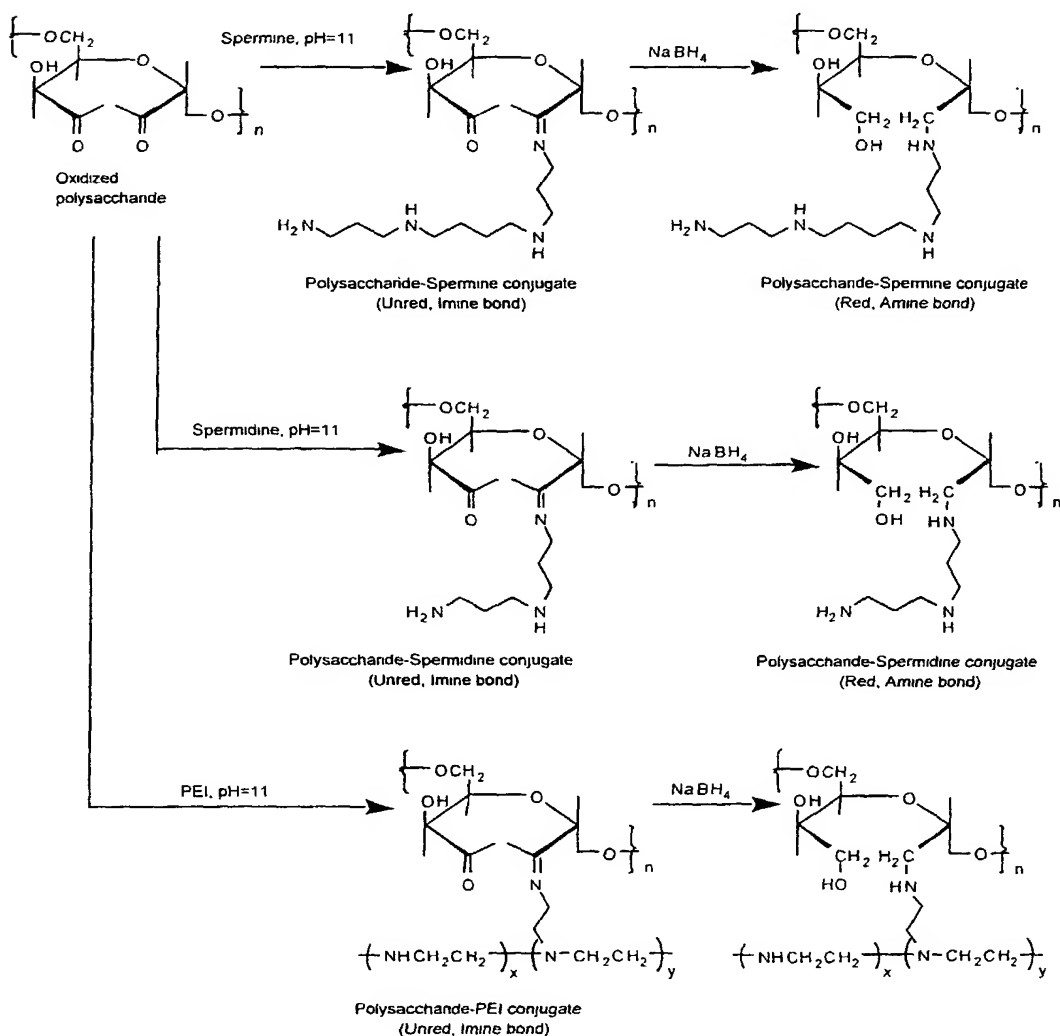


Oxidation of Polysaccharides (I) and typical reactions between oxidized polysaccharides and polyamines (II) are presented by the following formulas:

(I)



(II)



Grafting of hydrophobic or amphiphilic residues.

The attachment of hydrophobic or amphiphilic residues can be carried-out by various methods adopted from the literature (for example, Y.Takakura, et al. Control of pharmaceutical properties of soybean tyrosine inhibitor by conjugation with dextran I: synthesis and characterization, J. Pharm. Sci. 78, 117-121, 1989; G.H. Hermanson, Bioconjugate techniques, Academic Press, 1996). The following methods were used by the present inventor:

The hydrophobic residue was generally conjugated by an ester, amide, imine, amine, urethane or carbonate bonds depending on the availability of the functional groups on the conjugated component. For example, fatty acids such as hexanoic acid or oleic acid are bound to hydroxyl or amine groups on the polymer carrier using activated acids such as anhydride or acid chloride derivatives or activating agents such as dicyclohexylcarbodiimide (DCC) and its derivatives that are more suitable for aqueous mediums. Alternatively, hexyl or oleyl alcohols or amines have been conjugated via carbonate or urethane bonds using phosgene derivatives. Polyethylene glycol oligomers and derivatives were conjugated either directly via the hydroxyl end or by converting the hydroxyl end group to a carboxylic acid (by reacting the alcohol with succinic, glutaric or maleic anhydride) or to a reactive epoxide group (by reacting with epichlorohydrine). The grafting reactions are conducted in hydrophilic solutions where the polymer carrier is soluble in or at least dispersed in fine particles with large surface area. Typical mediums are dimethylformamide (DMF), N-methyl pyrrolidone, dimethylsulfoxide (DMSO) and their mixtures with water.

The amount of grafting suitable for cell penetration and transfection is in the range of 1 to 10% of the repeated units building the polymer carrier, i.e. saccharide units. This amount is dependent on the nature of the attached group, the nature of the final product and the polymer carrier.

In a typical experiment Triton-X100 (7g, 10 mmol) was dried by azeotropic distillation with toluene. After solvent evaporation, SnCl₄ (5 g, 15 mmol) and the mixture was kept at 100°C overnight. The solvent was evaporated and mixed with ether and extracted with cold 1N NaOH. The etheric layer was dried over MgSO₄ and evaporated

to dryness to yield the epoxy terminated Triton (70% yield). The product was identified by TLC (silica, toluene:chloroform) and by H NMR (aromatic protons 5.9-6.7 ppm).

Alternatively, dry Triton-X100 was reacted with succinic anhydride (1:1.1 mole ratio) in toluene at reflux overnight to yield the corresponding succinate derivative as determined by H-NMR, IR and titration.

The chloroformate derivative of Triton was prepared from the reaction of the hydroxyl terminal with diposgene using known procedures. Grafting of these functionalized Triton was conducted in DMF or DMF:water solutions under the proper conditions. For example, epoxide terminated Triton (0.5g) was reacted with dextran (2g) in 1N NaOH (10 ml) overnight at room temperature. The polymer was purified by dialysis against water and lyophilization. The derivatization rate was about 5% of the saccharide groups.

Carboxylic acid Triton-X100 reacted with arabinogalactan in a mixture of DMF and water using water soluble DCC. Chloroformate Triton was reacted with a suspension of polysaccharides in dry DMF for 3 days at room temperature. Triton was reacted in excess relative to the saccharide groups in order to obtain a 5% conjugation.

Similar procedures were applied for the conjugation of methoxy-PEG-OH or Lipo-PEG (a diblock polymer of a fatty acid such as stearyl, oleyl or hexanoyl groups with (PEG)₁₀₋₁₀₀).

The conjugation of highly hydrophobic residues such as fatty acids and cholesterol to hydrophilic polysaccharides was conducted in an organic solvent such as DMF or DMSO, the conjugation yield was low (1-5% of saccharide units) but suitable for gene formulation.

Hydrophobic or amphiphilic residues were conjugated to oxidized polysaccharide via an amine or imine bonds. In this cases, the hydroxyl terminal of Triton and PEG derivatives were converted to amino terminals by esterification with glycine or alanine or by replacing the hydroxyl group with an amine using the tosylate/ammonia procedure as described below for the amination of polysaccharides.

The amine terminated PEG derivatives, cholesteryl amine or fatty amines are reacted with oxidized polysaccharides in basic buffer solutions (pH9-11) or mixtures of DMF with water over night, similar to the procedures used for the grafting of spermine. The grafting can be conducted during the conjugation of the oligoamines by adding both the oligoamine

and the amphiphilic derivative to the reaction mixture. The imine derivatives were hydrogenated to the corresponding amine bond using NaBH₄ in water for 24 hours at room temperature.

Synthesis of oligoamine graft polymers

1) AG-PEI, via imine and amine bonds (1.25 per 1 unit)

0.5 g. of oxidized Arabinogalactan (1:5, ~ 0.5 mmoles of aldehydes) and 0.18 g. of PEI (0.625 mmol) were dissolved in 20 ml borate buffer (0.1M, pH=11). The solution was mixed at room temperature for 48h. Half of the solution (10 ml) was dialyzed against DDW using 12,000 cut-off cellulose tubing and lyophilized to obtain the imine conjugate which was insoluble in water. The other half was reacted with excess sodium borohydride at room temperature over-night, dialyzed against DDW and lyophilized to obtain the amine conjugate which was soluble in water.

aldehyde / PEI (1:1.25, mole ratio).

2) Dex-PEI, via imine and amine bonds (low PEI content, 1 to 7.5 units)

0.3 g. of oxidized Dextran (1:1, 1.875 mmole of aldehydes) and 0.15 g. of PEI (0.25 mmol) were dissolved in 20 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 48h. The solution was treated as above to yield the pure imine and amine conjugates.

aldehyde / PEI (7.5:1, mole ratio).

3. AG-Spermine, via imine and amine bonds (low oxidation, low spermine content)

0.5 g. of oxidized AG (1:5, 0.375 mmole aldehyde) and 0.08 g. of spermine (0.38 mmole) were dissolved in 20 ml buffer borate (0.1M, pH=11) and mixed at room temperature for 48h. The solution was treated as above to yield the pure imine and amine conjugates.

aldehyde / Spermine (1:1, mole ratio).

4) Dex-Spermine, via imine and amine bonds

0.25 g. of oxidized Dextran (1:1, 1.56 mmole aldehyde) and 0.1 g. of Spermine (0.5 mmole) were dissolved in 20 ml buffer borate (0.1M, pH=11) and mixed at room temperature for 48h. The solution was treated as above to yield the pure imine and amine conjugates.

aldehyde / Spermine (3:1, mole ratio).

5) Dex-Spermidine, via imine and amine bonds

0.5 g. of oxidized Dextran (1:1, 3.125 mmol aldehyde) and 0.2 g. of Spermidine (1.37 mmole) were dissolved in 20 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 48h. The solution was treated as above to yield the pure imine and amine conjugates. aldehyde / Spermidine (2:1, mole ratio).

6) Amination of Dextran

1.0 g. of oxidized Dextran (1:1, 6.25 mmole aldehyde) were dissolved in 100 ml concentrated ammonium hydroxide (25% ammonia). The solution was mixed at room temperature for 2 days and excess sodium borohydride were added and the solution was stirred for another 24h under the same conditions. Excess ammonia was evaporated and the polymer solution was dialyzed against DDW and lyophilized to dryness.

7) Dex-Spermine, via imine and amine bonds-obtained by high dilution

0.2 g. of oxidized Dextran (1:1, 1.25 mmole aldehyde) and 0.2 g. of Spermine (1.0 mmole) in 200 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 3 days then excess lysine (0.5 g.) was added to saturate excess aldehydes and the mixture was further mixed under the same conditions for another 24h. The solution was treated as above to yield the pure imine and amine conjugates. aldehyde / Spermine (1.25:1, mole ratio).

8) Dex-Spermidine, via imine and amine bonds-obtained by high dilution

The same procedure and amounts used in (7) but using Spermidine instead of Spermine. The imine and amine conjugate obtained were soluble in water. aldehyde / Spermidine (1:1, mole ratio)

9) AG-PEI, via imine and amine bonds-obtained by high dilution

0.5 g. of oxidized AG (1:1, 1.875 mmole of aldehyde) and 1.2 g. of PEI (2 mmole) were dissolved in 1.0 liter borate buffer (0.1M, pH=11) and mixed at room temperature for 3 days. Excess lysine (1.0 g.) was added to the solution to saturate excess unreacted aldehydes and further mixed under the same conditions for another 24h. The solution was treated as above to yield the pure imine and amine conjugates. aldehyde / PEI (~ 1:1, mole ratio).

10) Dex-Spermine, via imine and amine bonds (high oxidation and spermine content)

0.5 g. Dextran (1:1, 3.125 mmole aldehyde) and 0.25 g. Spermine (1.25 mmole) were dissolved in 40 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 2 days. The solution was treated as above to yield the pure imine and amine conjugates.
aldehyde / Spermine (2.5:1, mole ratio).

11) AG-Spermine, via imine and amine bonds

0.5 g. of AG (1:5, 0.375 mmole aldehyde) and 0.25 g. Spermine (1.25 mmole) were dissolved in 40 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 2 days. The solution was treated as above to yield the pure imine and amine conjugates.
aldehyde / Spermine (3.3:1 mole ratio).

12. Pullulan-Spermine, via imine and amine bonds (high oxidation and spermine content)

0.5 g. of oxidized Pullulan (1:1, 3.125 mmole assuming 50% oxidation) and 0.25 g. Spermine (1.25 mmole) were dissolved in 40 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 2 days. The solution was treated as above to yield the pure imine and amine conjugates.

aldehyde / Spermine (2.5:1, mole ratio).

13) PUL-Spermine, via an amine bond

0.25 g. of oxidized pullulan (1:1, 1.56 mmole aldehyde assuming 50% oxidation) and 0.25 g. Spermine (1.25 mmole) were dissolved in 40 ml borate buffer (0.1M, pH=11) and mixed at room temperature for 48 h. Excess borohydride was added and further mixed under the same conditions for another 24h. The solution was treated as above to yield the pure imine and amine conjugates.

aldehyde / Spermine (~ 1:1, mole ratio).

Biological testing, evaluation of transfection properties of the polymers

The delivery of GFP and luciferase reporter gene to the mammalian HEK-293 cell line in culture was used to assess the effectiveness of the polymer-DNA complex as a gene carrier.

Gene transfer efficiency was determined by measuring the expression level of reporters in transfected cells. A quantitative transfection assay is employed to achieve rapid optimization of polymer -DNA complex composition. The use of GFP allows direct

visualization of efficiency and optimization of time of expression. Serial dilutions of DNA and polymer are performed separately in 96 well plates and combined to give various formulations of the polymer-DNA complex. HEK-293 cells were used as these cell-lines display different levels of efficiency towards many commercially used transfer agents. Cells seeded in 96-well plates are incubated for several hours with different complex compositions. Luciferase activity is assayed by the production of a light signal in an ELISA reader. A transfection yield of about 30% is considered as maximal yield for this type of cells, obtained by calcium phosphate solution. The results reported in Table 1 hereinafter (0-no transfection, ++++ high transfection) are relative to the maximal yield, 30%.

The expression vectors: plasmids with CMV promoters (for high efficient expression in most cells) or promoters more suitable to obtain regulated levels of products such as the b-actin promoter and the PGK promoters were used. All these sets of clones were used with reporter genes, GFP (gene fluorescence protein) and luciferase. The advantage of both reporters (as opposed to other like CAT or b gal) is the very high sensitivity of the assay for luciferase and the opportunity to detect expression at a very early stage with GFP expression.

The assay for luciferase was used by the ATP/luciferase kit allow detection at fmole range. The assay for GFP expression rely on visualization under fluorescence microscope and monitoring the level of expression as well the efficacy of transfection.

The two vectors used are:

1. PEGH-N (Clontech): useful for mammalian expression; under PCMV promoter; produce fluorescence x35 intense than wild type GFP.
2. PGL2-vector (Promega): useful for expression under SV40 promoter with luciferase gene.

Luciferase assay was performed as in Promega kits (sensitivity of 10-20 mole). The detection of luciferase was performed by Luminometer using kivvetes or 96 well plates formats. The extremely sensitive measurements were very useful as a detection probe to the in vivo (animal tissue) experiment. The current microplates luminometers allows detection limits of less than 20 amol of ATP and a dynamic range with linearity of 7 decades.

The ability of the polymer to form complexes with plasmid DNA was evaluated by gel retardation assay. Samples of beta-galactosidase plasmid were incubated with different amounts of polymer. Following incubation the samples were electrophoresed through agarose gel and stained with ethidium bromide to visualize shifts in the electrophoretic mobility of the complexed DNA. DSC analysis for gene complexation was used.

The present inventors found that many polymers formed complexes with DNA (Table 1), some polymers showed a significant expression in cells with no signs of toxicity to the cells.

A typical experiment was run as follows: HEK cells and COS cells (25,000 per cm^2 or 5×10^5 cells per 60 mm culture dish) were plated a day before the experiment. The cells were gently washed with serum-free medium and 0.5 ml serum free medium per dish was added. Plasmid DNA (5 mg in 500ml of serum-free sterile tube) was allowed to sit for one hour. Polymer reagent for complexation were added to the plasmid solution and mixed well and added to the cells (total 1.5 ml for a 60mm plate and allow to incubate for about 4 hours. At the end of the incubation period, the cells were gently overlayed with 4 ml of the complete medium with serum at 37°C. The cell mixture was allowed to incubate for about 48 to 72 hours (for luciferase and beta-galactosidase). The transfection efficiency was determined by counting the transfected cells having GFP (green fluorescence protein).

Table 1: Chemical Data of the Polycations Used for Transfection

#	Code (conjugate)	aldehyde/polyamine (mole ratio)	% N (found)	% (w/w) of polycation (found)	Mw (GPC)*	Transfection rate
0	PEI	-----	32%	-----	600	+
1	AG-PEI, imine	1:1.25	6.1	18	ND	+/-
1a	AG-PEI, amine	1:1.25	6.14	18.8	ND	+
2	Dex-PEI, imine	7.5:1	ND	low solubility	ND	NR
2a	Dex-PEI, amine	7.5:1	9.77	30	9,500	+
3	AG-Spermine, amine	1:1	1.84	6.65	8,000	+++
4	Dex-Spermine, imine	3:1	7.54	27.25	6770	0
4a	Dex-Spermine, amine	3:1	7.47	27	7820	+++
6	aminated dextran, amine	-----	3.36	0.4 amine for sugar unit	10,000	+
7	Dex-Spermine, imine	1.25:1	7.12	25.73	11,000	+
7a	Dex-Spermine, amine	1.25:1	7.35	26.56	10,800	++++
5	Dex-Spermidine, imine	1:1	6.92	23.92	9,600	+
5a	Dex-Spermidine, amine	1:1	6.82	23.57	9,000	+
8	Dex-Spermine, imine	2.5:1	7.72	27.9	11570	+
11	AG-Spermine, amine	1:3.3	1.97	7.11	11000	++++
12	Pul-Spermine, amine	2.5:1	9.33	33.68	6840	++++
12a	Pul-Spermine, imine	2.5:1	8.83	31.88	6390	+
4b	Dex-Spermine, amine	1:1	6.90	24.91	ND	++++
control	Dextran-control	-----	0	0	24000	0
control	Arabinogalactan-control	-----	0	0	19000	0

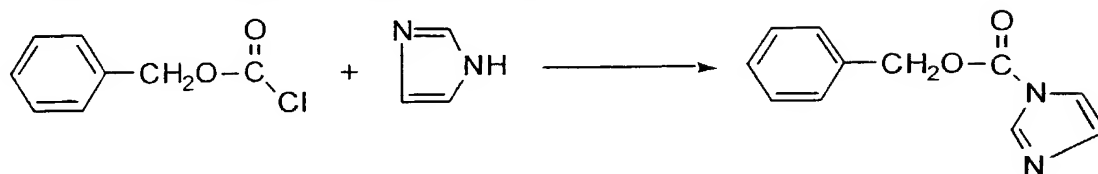
* Molecular weight were determined by GPC. Detection was made using UV lamp at 454 nm after reacting all the polyamine with FITC probe. Retention time of standards were determined in the refractive-index detector. Dex=dextran, AG=arabinogalactan, Pul=pullulan. The polymer codes are related to the experimental description, samples marked with an **a** such as 2 **a** are the amine derivative of the unreduced derivative. The efficiency of transfection was graded as: 0-no activity; +/- traces of activity; + little activity; ++, +++ and ++++ represent increased activity where ++++ indicate activity close to the Ca phosphate transfection.

The conclusions from the above experiment are:

1. The most active grafts were the spermine bound by an amine bond. The imine bond derivative was less active due to a loss of one amine group used for the imine bond which leaves the grafted oligoamine with only 3 effective amine groups.
2. The grafted spermidine (containing 3 amines) were less active either as amine or imine conjugation bond.
3. Spermine grafts prepared at concentrated solution resulted in some binding of both primary amines leaving low primary amine content which result with low transfection.
4. Grafted polyethylene imine (PEI) was effective but less than spermine.
5. All three polysaccharides, dextran, arabinogalactan and pullulan, were effective as biodegradable carriers.
6. The oligoamine grafted polymers with the amphiphilic or hydrophobic side groups easily penetrated the cells.

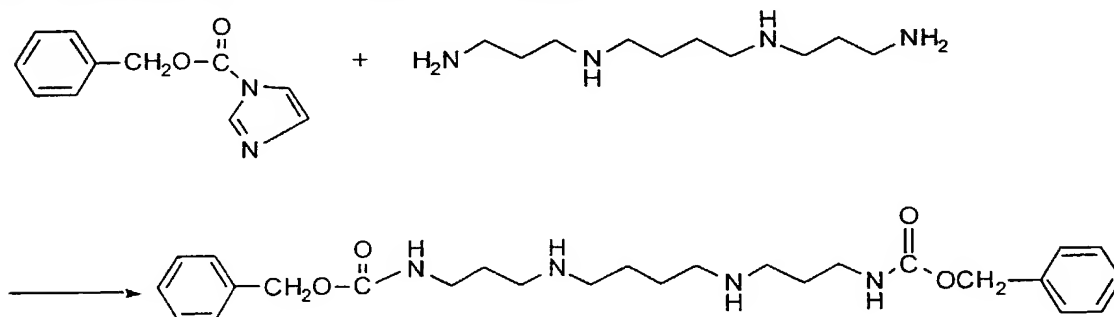
EXAMPLE 2: conjugation of spermine via the secondary amine

In order to graft spermine and similar oligoamines via the secondary amine while leaving the primary amine intact, the following strategy was used. The primary amines were specifically protected by a carbobenzoxy group using a mildly active carbobenzoxy-imidazole. The protected oligoamine was then grafted on dextran or arabinogalactan by reacting the agent with the tosylated or mesylated polysaccharide derivatives. The protecting groups were then removed by a common procedure used for protecting amino acids. The amount of primary amines in the polymer was determined by the fluorescamine or TNBS methods.

Synthesis of N¹-N¹²-dicarbobenzoxy Spermine**1) Synthesis of Carbobenzoxy imidazole:**

Benzyl chloroformate (10.0 g., 58.66 mmol.) in dry DCM was cooled to 0°C (ice bath), and a solution of imidazole (8.0 g., 117.5 mmol.) in 90.0 ml dry DCM was added dropwise under a nitrogen atmosphere. The reaction mixture was allowed to warm up to room temperature and further stirred for 30 min. The reaction mixture was diluted with DCM and washed 3 times with 10% citric acid (3x100 ml). The organic layer was separated and dried over MgSO₄, filtered and evaporated to give a colorless oil. The yield was 90%.

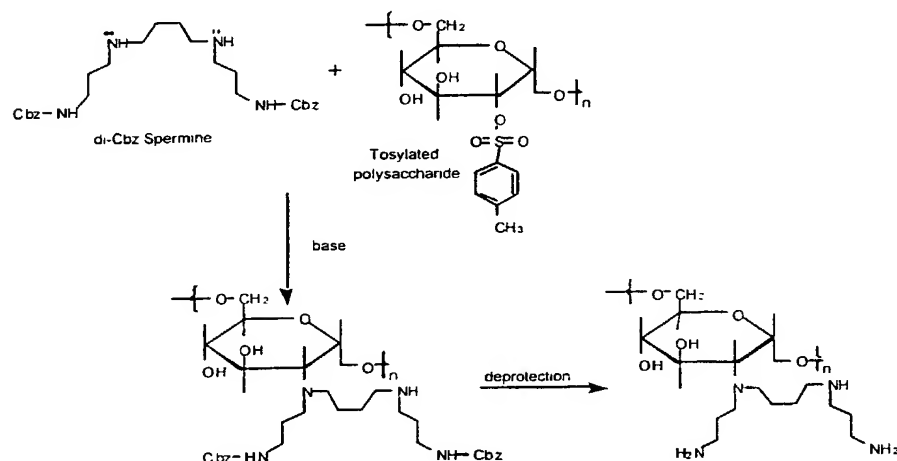
¹H-NMR (CDCl₃): 5.38 (s, 2H) and 7.00-8.26 (m, 8H) ppm.

2) Synthesis of N¹-N¹²-dicarbobenzoxy spermine.

200.0 mg of carbobenzoxy imidazole in 5.0 ml anhydrous DCM and 20.0 mg of DMAP were cooled to 0°C under nitrogen atmosphere. 200.0 mg of spermine was added dropwise in 5.0 ml dry DCM. The solution was stirred for 1 h. at 0°C and over night at room temperature. The solvent was evaporated in vacuum, re-dissolved in 20.0 ml ethyl-acetate and washed twice with 10% citric acid (2x10 ml) and with DDW (2x10 ml). The organic layer was separated and dried over MgSO₄, filtered and evaporated to dryness to yield a colorless solid. The solid was suspended in n-hexane, filtered and washed with n-hexane (20 ml) and dried over night in vacuum over P₂O₅. The yield was 60%.

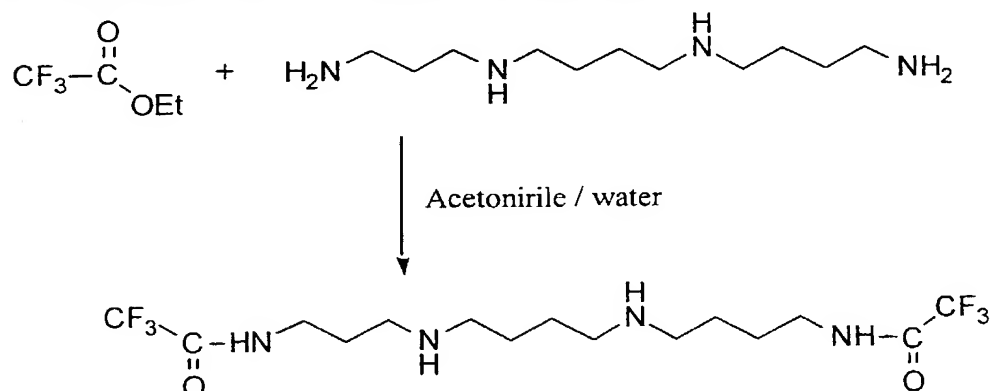
$^1\text{H-NMR}$ (CDCl_3): 1.4-1.7 (m, 20H; hydrogens of spermine), 5.132 (s, 4H; methylene group of benzyl) and 7.2-7.4 (m, 10H; aromatic hydrogen of benzyl group) ppm.

1) Conjugation of $\text{N}^1\text{-N}^{12}$ -dicarbobenzoxy spermine to Dextran/AG via amine formation:



The tosylated polymer and the protected spermine were dissolved in DMF and mixed under basic conditions (excess triethyl amine) at room temperature for two days to yield the grafted polymer and the protecting groups were removed in HBr in acetic acid.

2) Synthesis of $\text{N}^1\text{-N}^{12}$ -bis(trifluoroacetyl) spermine:-



Spermine (5 mmole) in acetonitrile (15 ml) was added ethyl trifluoroacetate (25 mmole) and water (12 mmole). The solution was refluxed overnight and the solvent removed to give a

buff-colored solid which was washed DCM yielding N¹, N¹²-bis trifluoroacetyl spermine as a pale yellow-colored solid in good yield (95%). The solid was recrystallized from ethyl acetate to give a white solid.

The protected spermine was attached to the tosylated polysaccharide as described earlier and the trifluoroacetyl group was removed in concentrated ammonia in methanolic solution.

3) Synthesis of mono-(trifluoroacetyl) spermine:

Spermine was selectively protected on a primary amino functional group by reaction with triethyl fluoroacetate (1.0 eq., MeOH, -78°C for 1h then 0°C over 1h), to afford a mixture containing predominately mono-trifluoroacetamide but also di-trifluoroacetamide. The mono-protected spermine was purified from the di-protected spermine by column chromatography over silica gel (DCM-MeOH-conc. NH₄OH 70:10:1 to 50:1:1 v/v/v).

The mono-protected amine was then attached to di-aldehyde polysaccharides using a mild basic buffer as a solvent (pH=8.0). The imine conjugates which were obtained were reduced by borohydride and the Tfa protecting group was removed using concentrated ammonia. The conjugate obtained was purified by dialysis using 12,000 cut-off cellulose tubing against DDW and lyophilized to dryness. This method minimized crosslinking and branching between polymer chains and produced a maximum degree of concentration of free amine functionality.

EXAMPLE 3: Conjugation of spermine to polysaccharide via amide linkage.

Di-aldehyde polysaccharide was treated with sodium chlorite overnight and purified by anion exchange chromatography (DOWEX-50) to obtain the di-carboxylate form. Carboxylate content was determined by titration and found to be 40% (saccharide units). The polymer was lyophilized to obtain a white solid in good yields.

1.0 eq. of each the anhydrous polymer and spermine were dissolved in dry DMF and a catalytic amounts of DMAP (0.1 eq.) were added. The polymer solution was cooled to 0°C and 1.5 eq. of EDC were added. The mixture was stirred overnight under nitrogen atmosphere and DMF was removed in vacuum. The residue was re-dissolved in water and purified by dialysis and lyophilized to dryness. The spermine content attached to the polymer was determined by elemental analysis of nitrogen.

EXAMPLE 4: Conjugation of mono-protected spermine to di-carboxylate polysaccharide.

1.0 eq. of each di-carboxylate polysaccharide and mono-trifluoroacetamide spermine were dissolved in dry DMF containing a catalytic amount of DMAP (0.1 eq.). The mixture was cooled to 0°C and 1.5 equivalents of EDC were added. The mixture was stirred overnight under nitrogen atmosphere and the DMF was removed under vacuum. Small amount of water were added to destroy excess EDC and the protecting group (trifluoro acetate) was removed by treating the solution with concentrated ammonia solution. Excess ammonia was removed in vacuum and the mixture was dialyzed against DDW and lyophilized to dryness. Spermine content was determined by elemental analysis of nitrogen and TNBS method.

EXAMPLE 5: Polycation Synthesis:

Polycations were prepared by the known reductive amination synthesis between primary amines and aldehydes. in brief, 1.0 equimolar aldehydes of the desired polysaccharide dissolved in ddw, was added dropwise to a stirred solution containing 1.1 equimolar oligoamine [spermine, spermidine, oligoethyleneimine (mw=600), oligolysine (mw=1000), ethanediamine, butanediamine, and lysine and ornithine alkylesters], dissolved in borate buffer (0.1m, ph=11.0). the rate of addition was not allowed to exceed 5.0 ml/h to minimize branching and to facilitate the grafting of the oligoamine chains onto the polymer backbone. this conjugation reactions were conducted under nitrogen atmosphere to minimize oligoamine oxidation. the mixture was stirred for 24h and then excess sodium borohydride (1 equimolar to the starting aldehyde content) were added and further stirred for another 24h under the same conditions. the conjugate mixture was then dialyzed against double distilled water (DDW, 3.5k MWCO) overnight at 4°C and lyophilized to dryness under reduced pressure. the reduced conjugate powder was further de-salted by column chromatography using sephadex g-10 crosslinked beads and double distilled water (DDW) as eleunt. Fractions containing the product (revealed by the ninhydrin test) were collected and further lyophilized to obtain the yellowish last-form product in 60% overall yield. Various polycations prepared by the above procedure were characterized by elemental analysis of nitrogen, quantitative determination of primary amine by the TNBS method and

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molecular weight of conjugates using gel permeation chromatography (GPC). nearly 100 different polycations were prepared and analyzed. table 2 summarizes representative polycations prepared from various polysaccharides and oligoamines:

TABLE 2: REPRESENTATIVE POLYCATIONS PREPARED BY CONJUGATION OF VARIOUS POLYSACCHARIDES AND OLIGOAMINES.

CODE	CONJUGATE COMPOSITION	OLIGOAMINE/ALDEHYDE (MOLE RATIO)	%N	NMOLE AMINE/MG CONJUGATE (TNBS)	INITIAL MW OF STARING POLYALDEHYDE (GPC)	MW OF CONJUGATE (GPC)
TA1-38-2	AG-PEI600	0.6	6.14	ND	19,960	ND
TA1-57-1	AG-PEI600	1.0	12.19	ND	19,960	ND
TA1-127B	AG-SPERMINE	1.5	2.66	262	19,960	ND
TA1-127A	AG-SPERMINE	1.5	3.91	482	19,960	ND
TA1-126A	AG-SPERMINE	1.5	8.31	825	19,960	ND
G1-TA-39A	P-SPERMINE	1.5	9.15	ND	ND	ND
G1-TA-39B	P-SPERMINE	1.5	1.91	ND	ND	ND
* G1-TA-129A	D-SPERMINE	1.5	11.19	1050	27,500	6,165
* G1-TA-6A	D-SPERMINE	1.5	10.37	930	27,500	7,080
* G1-TA-35/1	D-SPERMINE	1.5	10.84	810	27,500	8,255
* G1-TA-40/2	D-SPERMINE	1.5	7.65	920	27,500	6,380

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* G1-TA-43A	D-SPERMINE	2.0	12.77	1850	27,500	5,815
* SEPH17	D-SPERMINE	1.5	9.91	960	27,500	9,940
* SEPH18	D-SPERMINE	1.5	10.4	1100	27,500	9,610
* SEPH19-22	D-SPERMINE	1.5	11.01	1880	27,500	6,180
G1-TA-52A	D-SPERMINE	1.5	10.76	740	27,500	18,570
G1-TA-52C	D-SPERMINE	1.5	11.52	860	27,500	20,870
G1-TA-57	D-SPERMINE	1.5	10.83	820	27,500	15,390
G6-AR-1A	D-SPERMINE	1.5	10.6	770	52,690	35,405
G6-AR-4	D-SPERMINE	1.5	10.6	825	52,690	21,220
G6-AR-15	D-SPERMINE	1.5	11.73	1450	13,950	10,000
G4-TA-10A	D-SPERMINE	1.5	11.87	1490	13,950	11,000
H-9300A	D-SPERMINE	1.5	12.09	1340	8,820	4,000
H-9300B	D-SPERMINE	1.5	11.77	1440	8,820	3,000

**** CONJUGATES MARKED WITH * WERE FOUND TO BE HIGHLY ACTIVE (AT LEAST 40% OF THE ACTIVITY OBTAINED WITH CA PHOSPHATE) IN TRANSFECTING CELLS.**

TRANSFECTION EFFICACY:**1) TRANSFECTION OF NIH-3T3 CELLS USING HUMAN GROWTH HORMONE****PLASMID (PHGH-CMV):**

For transfection studies we used NIH-3t3 cells. Briefly, 1.0 ml of cells in complete medium dmcd was added separately to each well in culture plates (6 wells per culture plate). Each well contains approximately 1.25×10^5 cells. Cells were preincubated for 24h prior transfection. Polymers (table 1) were dissolved separately in DDW to give a 5mm concentration of amines (determined by elemental analysis of nitrogen). 1mm solutions were prepared by diluting the mother liqueur of each polycation with phosphate buffer solution (PBS).

Solutions of DNA (PHGH-CMV) and polycations at various charge ratios (0.025 to 2, -/+) were mixed, diluted to a final volume of 180 μ l with PBS and left to stand at room temperature for at least 30 min.

The medium was then removed from wells and 1.0 ml of serum-free medium was added. After, 50 μ l of complex (DNA-polycation) were added separately to each well (50 μ l = 5 nmole phosphate equivalent to 1.62 μ g plasmid per well). The cultures were then incubated for 4h, replacement of serum-free medium in fresh complete-medium and incubation for 20h. The supernatants of wells were then collected separately and assayed for human growth hormone (HGH) protein (HGH elisa kit). DOTAP:chol (1:1), a commercial cationic lipids, was used as reference.

Around 100 different polycations (including the polymers described in table 2) were separately tested in NIH-3t3 cells at different charge ratios. Most of the polycations showed some activity while those prepared from dextran and spermine (table 2, marked with *) were the most active. These unique polycations were prepared from dextran (50% oxidation and

27,500 in molecular weight of the starting polyaldehyde) and spermine as the grafted oligoamine. The transfections efficacy of the two most active polycations (TA1-129a and G1-TA-6) released 25 and 28 ng/ml of growth hormone while the reference lipid, dotap-cholesterol released 17 ng/ml HGH.

These polycations (TA1-129a and G1-TA-6) were found to be mostly active when used with excess positive charge ratio (0.1 to 0.05 -/+). The reason for the need of large excess of positive charge is probably related to polycation structures. Comparing the spermine content of active polycations by both elemental analysis and tnbs (table 2), showed that these structures are very branched and around 50% of oligoamine molecules are attached to polymer chains from both sides. This branching resulted in high percentage of secondary amines, which are not totally charged under physiological conditions. Therefore, complexation with polynucleotides will most likely occur between primary amines and phosphate groups.

TRANSFECTION OF HEK293 CELLS USING GFP PLASMID:

For this study HEK cells were used. Briefly, 24 wells were covered with polyethylene imine (PEI) alcoholic solution. Day prior transfection, cells were placed in wells and counted (approximately 1×10^5 cells per well). Complexes of DNA/polymer were prepared at five different molar charge ratios (0.5 to 0.05, -/+). In all complexes prepared, a constant weight of DNA (0.5 μ g) was used from stock solution of 0.322 mg/ml in DDW. All complexes were added to wells in the presence and absence of glycerol. Glycerol is a useful reagent for facilitating complex uptake through cell membrane. For control experiments, calcium phosphate and the commercial TRANSFAST[®] (promega) cationic liposome were used. The complexes and controls were incubated with the cells for 72h and then visualized by inverted fluorescent microscope and the number of green cells were counted and compared to the control.

polymer	% transfection
polyethyleneimine mw=30,000	4
polyethyleneimine mw=600,000	2
dextran-spermine amine bond,	12

dextran-spermine amine bond	15
dextran-spermine amine -ta1-129a	45
dextran-spermine amine -he-100	45
dextran-spermine amine -ta1-200	35
pullulan-spermine-amine bond	10
pullulan-spermine-imine bond	2
dextran-spermine imine bond	1
calcium phosphate (reference)	48

As can be seen from Table 2, conjugate ta1-129a (dextran-spermine) was the most active (around 45% of cells were transfected). Conjugates composed of arabinogalactan and pullulan (AG-spermine and PUL-spermine) were also active but at a lesser extent (<15%). Conjugates composed of PEI oligoamines and those who are not reduced (imine bond) were less active.

The most active conjugate (TA1-129a) was tested again in the same in-vitro system and found to be active even without glycerol shock.

Different polycations were prepared starting from various polysaccharides and oligoamines. Polysaccharides used in this study were the branched arabinogalactan (20kd), linear pullulan (~50 kd) and dextran with 9.3, 18.0, 40, 74 and 500 kd in molecular weighs. Oligoamines used were mainly spermine and spermidine, and more synthetic oligoamines, i.e. polyethyleneimine and various diamines with different lengths. Although, most of these conjugates formed stable complexes with various plasmids as determined by turbidity experiments (data not shown), only few polycations were found to be very active in transfecting cells. Good transfection were obtained in the following conditions:

- Conjugates composed of reduced dextran-spermine were found to be the best active polycations compared to polycations prepared from arabinogalactan and pullulan under similar conditions.
- Conjugates of dextrans containing other oligoamines (spermidine, polyethyleneimine and various diamines) were less active in transfecting cells.

- Unreduced conjugates, i.e. imine bond linkage, were found to be less active in all charge ratio and polymer compositions.
- Maximum transfections were obtained between 0.05 to 0.5 charge ratio (-/+).
- Molecular weights of all active polycations were between 6-10 kd as determined by GPC.
- Conjugates with higher molecular weights (>15 kd) showed to be less active at all charge ratios. higher molecular weights were obtained when polycations were prepared in moderate conditions, i.e. at 4°C.
- Nitrogen content of active polycations were between 9.0 to 12.0% (w/w), as determined by elemental analysis of nitrogen.

Free amino groups of active polycations were between 800 to 1500 nmole per mg conjugate as determined by TNBS method using spermine as standard.

EXAMPLE 6 : Polycation Modifications:

Optimal polycations were chemically modified in order to achieve a better transfection efficacy and better stability in serum solutions. these modification includes:

- 1) immobilization of PEG chains on the polycations backbone to protect the polycation-DNA complex against serum proteins and degrading enzymes.
- 2) immobilization of hydrophobic moieties on the polycation backbone on order to increase the uptake of complex into cells.
- 3) physical mixing of polycation-DNA complex with lipid based transfectants to obtain small and homogenous particles (lipo-polyplex).

The modified polycations can be scematically represented by the following formula:

These optimal polycations have been farther modified for better tissue specificity. These modifications include the attachment of mannose, glucose or galactose for targeting to liver tissues. Table 3 also summarizes possible ligand attachment for cell targeting:

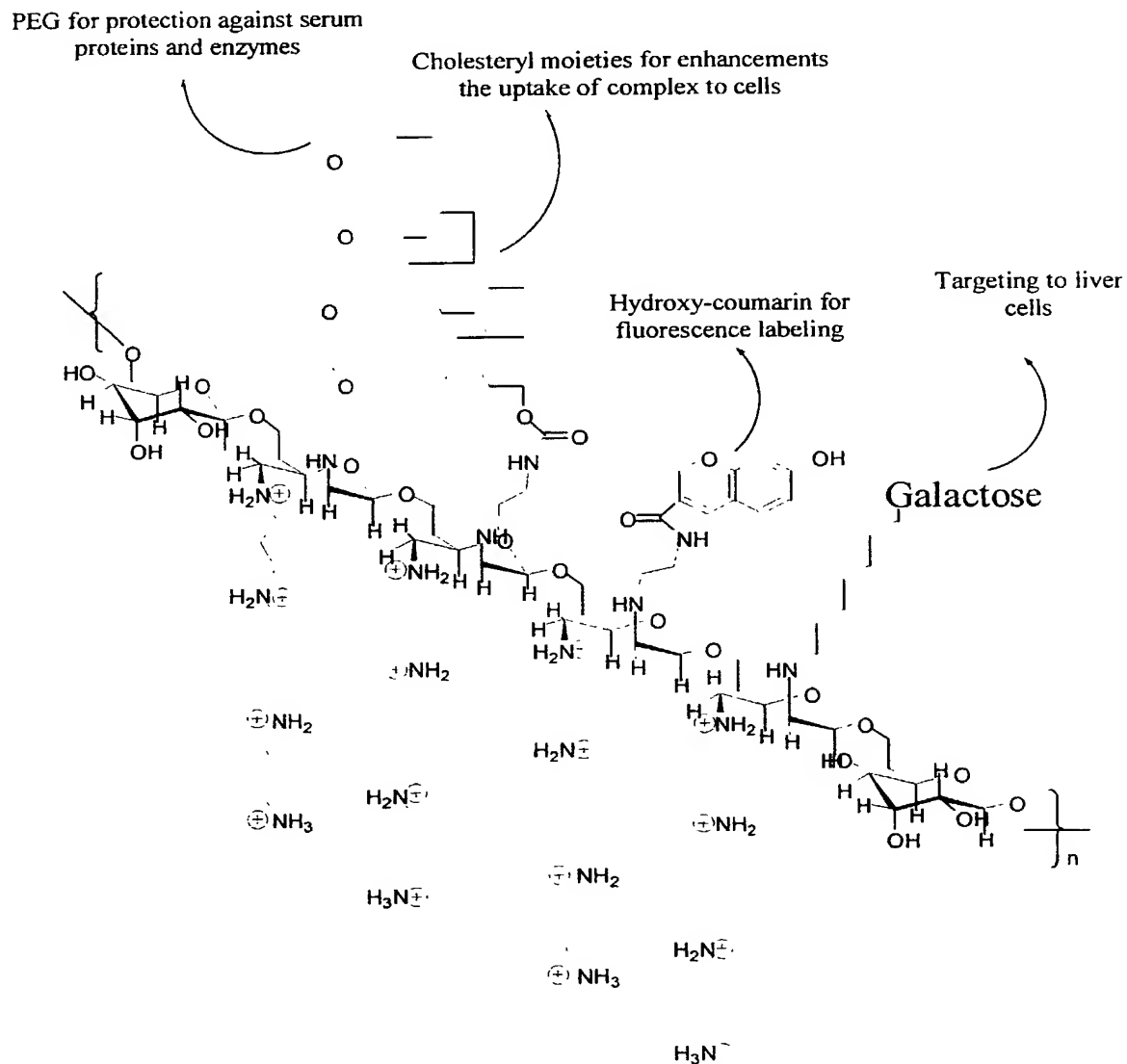
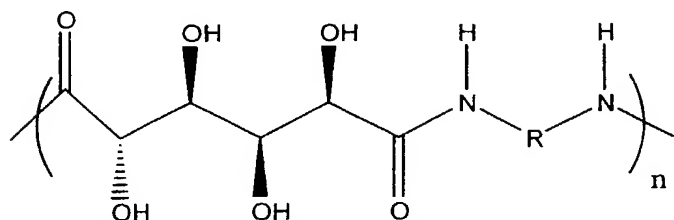


TABLE 3: EXAMPLES OF LIGAND ATTACHMENTS FOR CELL TARGETING.

RECEPTOR	LIGAND	TARGET CELLS
ASGP RECEPTOR	ASIALOGLY-COPROTEINS	HEPG2, HUH-7, PRIMARY HEPATOCYTES
ASGP RECEPTOR	SYNTHETIC GALACTOSYLATED LIGANDS	HEPG2, BNL, CL2, HUH-7
TRANSFERRIN RECEPTOR	TRANSFERRIN	K562, J2E, F-MEL, HELA, CFT-1, MRC-5, NIH3T3, MELANOMA, NEUROBLASTOMA, FIBROBLASTS, EPITHELIAL CELLS, ENDOTHELIAL CELLS
INSULIN RECEPTOR	INSULIN	PLC/PRF/5 (HEPATOMA)
FGF2-R	BASIC FGF	COS-1, NIH3T3, BHK, B16
FOLATE RECEPTOR	FOLATE	KB, HELA, CACO-2, SW620, SKOV
CARBOHYDRATES	LECTINES	AIRWAY CELLS, MUSCLE CELLS

**EXAMPLE 7: Grafting of oligoamine on aldaric acid based polysaccharides:**

Spermine and PEI oligoamines were grafted on poly(alkyl-glucaramide) using the procedures described in the previous examples. Poly(alkyl-D-glucaramide) of the general structure:

Where R is an alkyl, ethylene glycol oligomer or an alkylamine oligomer;

was obtained from Avanti (Albaster, AL, USA) or synthesized by the procedure described in Keily et al. Hydroxylated nylons based on unprotected esterified D-glucaric acid by simple condensation reaction, J. Amer. Chem. Soc. 116, 571-578, 1994). Grafting of an oligoamine to this polymer was carried-out by the tessellation method. In a typical experiment, 50 mg of poly(ethylene-D-glucaramide) was dissolved in 4 ml DMF containing 195 mg triethylamine.

A solution of tosyl-chloride (122mg) in 2 ml DMF was added to the mixture. The solution was left overnight under argon. DMF is evaporated and the residue is purified by precipitation in ether from a dichloromethane solution. H NMR analysis showed an average of 0.8 tosyl units per monomer unit. This tosylated polymer was reacted with two equivalents of spermine in diluted solution of borate buffer pH9 for three days at room temperature to obtain substitution of the tosyl groups with spermine groups as determined by elemental analysis and TNBS method.

Example 8: Encapsulation of DNA-polycation complex in biodegradable polymers

The Plasmid-polycations of example 3 were encapsulated in a biodegradable microsphere for the purpose of controlled release of the plasmid complex in a specific site in the body. The polymers used for the encapsulation were polymers based on lactide and glycolide and polyanhydrides. Known encapsulation processes such as coaservation and solvent evaporation were used. Methods for encapsulation of bioactive compounds have been described in the literature for example: Nanosphere Delivery Systems, S. Benita, Ed. Marcel Dekker, 1996; Microparticulate Systems for Drug Delivery, H. Berstein and S. Cohen, Eds., Marcel Dekker, 1996.

The plasmid-complex described in Table 1 (7a) above was isolated from the aqueous solution by lyophilization and the powder was used for encapsulation using the solvent evaporation process as follows: to a PLA (MW=2500) solution (100 mg in 0.5 ml dichloromethane), the lyophilized plasmid complex was dispersed using a sonicator. This dispersion was emulsified in about 1 ml 2% polyvinyl alcohol (PVA) in water. The concentrated dispersion was added to 10 ml 0.2% PVA solution and the mixture was mixed vigorously for about five hours at room temperature where microspheres were formed. The particles were isolated by filtration and washed with water and dried. In vitro release was conducted in phosphate buffer pH7.4.

EXAMPLE 9: Conjugation of quaternary ammonium alkanamines and spermine to polysaccharides.

The synthesis of mono-quaternary ammonium alkanediamine and spermine is described in scheme a and b. The method involve the selective protection and de-protection of the other amine to guarantee a single quaternization and leaving a primary amine for conjugation to the

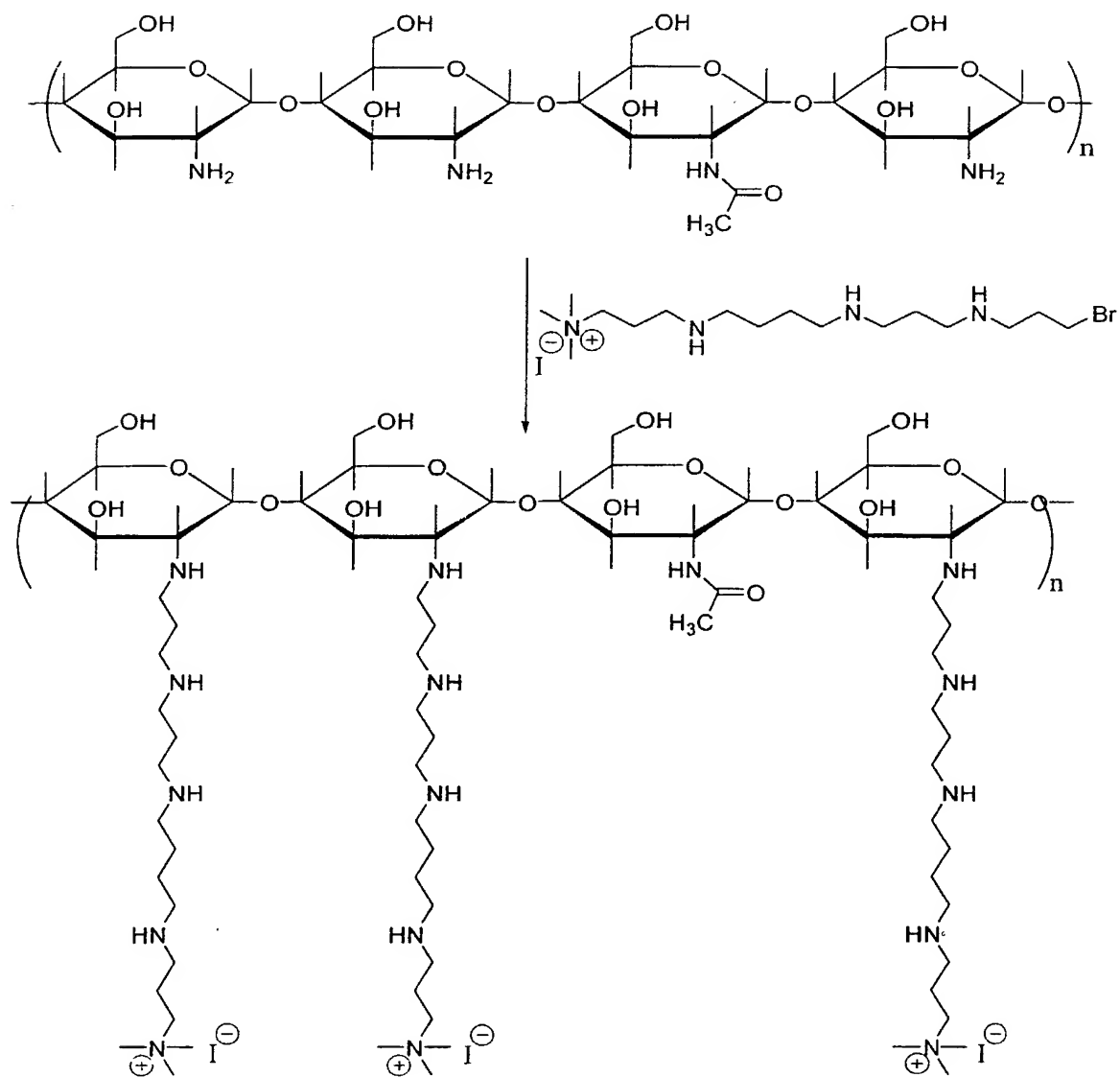
oxidized polysaccharide via an imine or an amine bond or conjugation by other bonds including amidation to carboxylic acid containing natural or modified polysaccharides (hyaluronic acid, carboxymethyl cellulose, and super oxidized polysaccharides). These mono primary amine derivatives attach to the polysaccharide from one side only preventing the possibility of branching or crosslinking as was commonly found when using oligoamines with two primary amino moieties.

Using this protection-deprotection method, oligoamines were conjugated to polysaccharides with minimal branching as only one primary amine is available for conjugation at time of conjugation and after conjugation the protecting group is released to form a free primary amine.

Example 10: Conjugation of oligoamine to chitosan

Chitosan is a seminatural polysaccharide based on glucoseamine chain connected by 1,4 glycosidic bond. The conjugation is made by the reaction between the bromoalkyl derivative of an oligoamine on the amino group of the glucose amine units of the chitosan.

Conjugation of modified Spermine to Chitosan via alkylation



EXAMPLE 11: Conjugation of oligoamine to selectively oxidized primary alcohol groups on the polysaccharide.

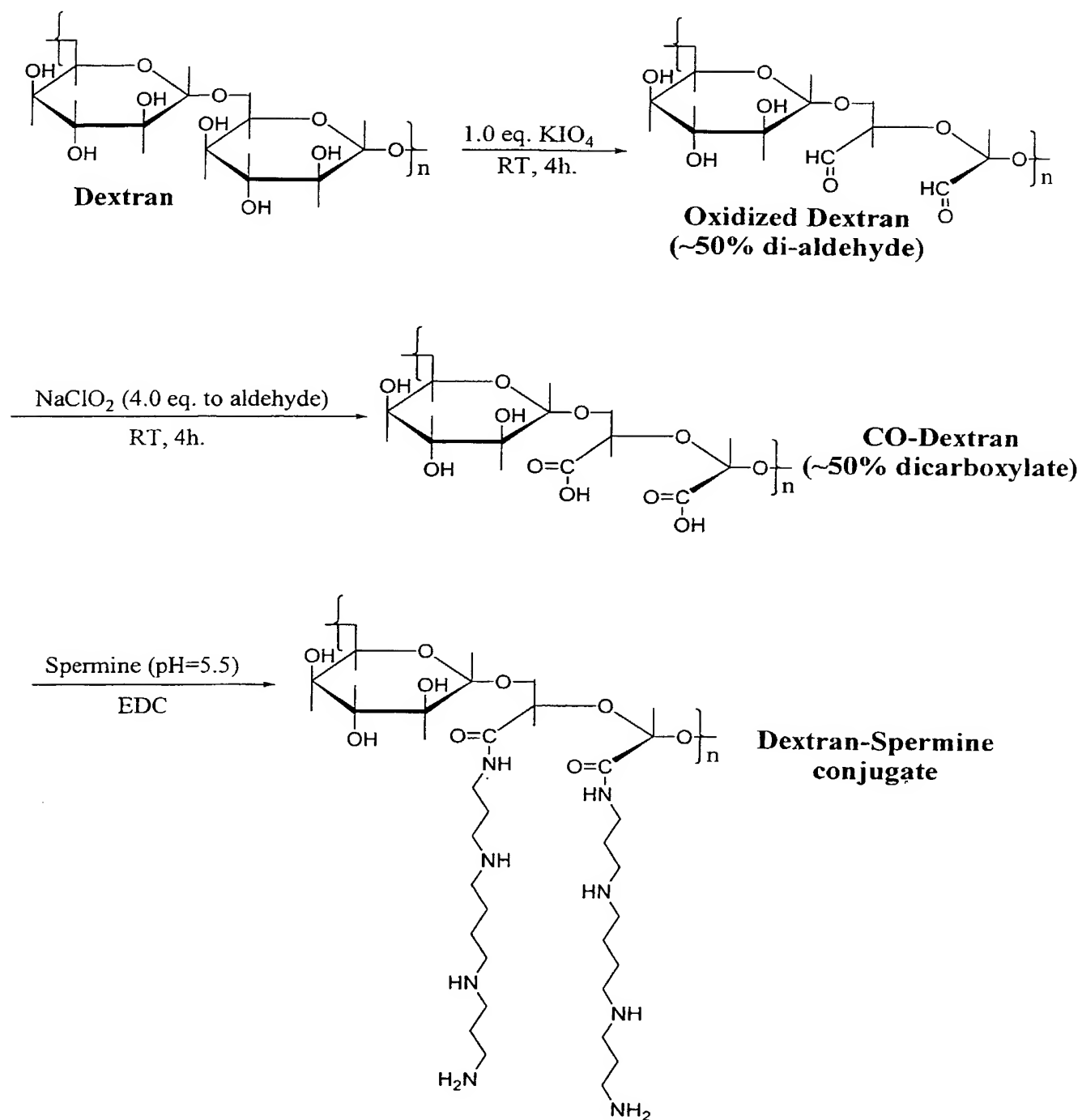
Dextran and arabinogalactan were oxidized specifically on the aliphatic hydroxyl (position 6) by an enzyme following a known procedure (wo 93/25239, dec. 1993; x.c. liu and j.s. dordick, jacs 1999, 121, 466-467). In a typical experiment, ten grams of arabinogalactan is dissolved in 50 ml 0.1m phosphate buffer pH6.0. To the resultant solution is added 225 units of galactose oxidase dissolved in about 2 ml of the same buffer. bovine catalase was added to remove hydrogen peroxide produced during the enzymatic oxidation. the reaction mixture was passed through an MB-1 resin to remove the protein as monitored by the ninhydrin test for proteins. the product was isolated by precipitation from cold absolute ethanol. the precipitate was isolated by filtration. The aldehyde groups formed in this reaction were reacted with spermine and other oligoamine to obtain the respective polycations.

$$-(\text{CH}_2)_3-\text{NH}-(\text{CH}_2)_4-\text{NH}-(\text{CH}_2)_3-\text{N}(\text{CH}_3)_3; [\text{N}-(\text{trimethylammonium iodide})-\text{Spermine}].$$

EXAMPLE 12: Conjugation of oligoamine to peroxidized polysaccharide

Dextran was oxidized twice, once with KIO_4 to form the aldehyde group followed by oxidation with chlorate to form the polycarboxylic acid. The polycarboxylic acid is conjugated by an oligoamine via an amide bond using DCC and other coupling agent.

Conjugation of Spermine to peroxidized Dextran via amide formation



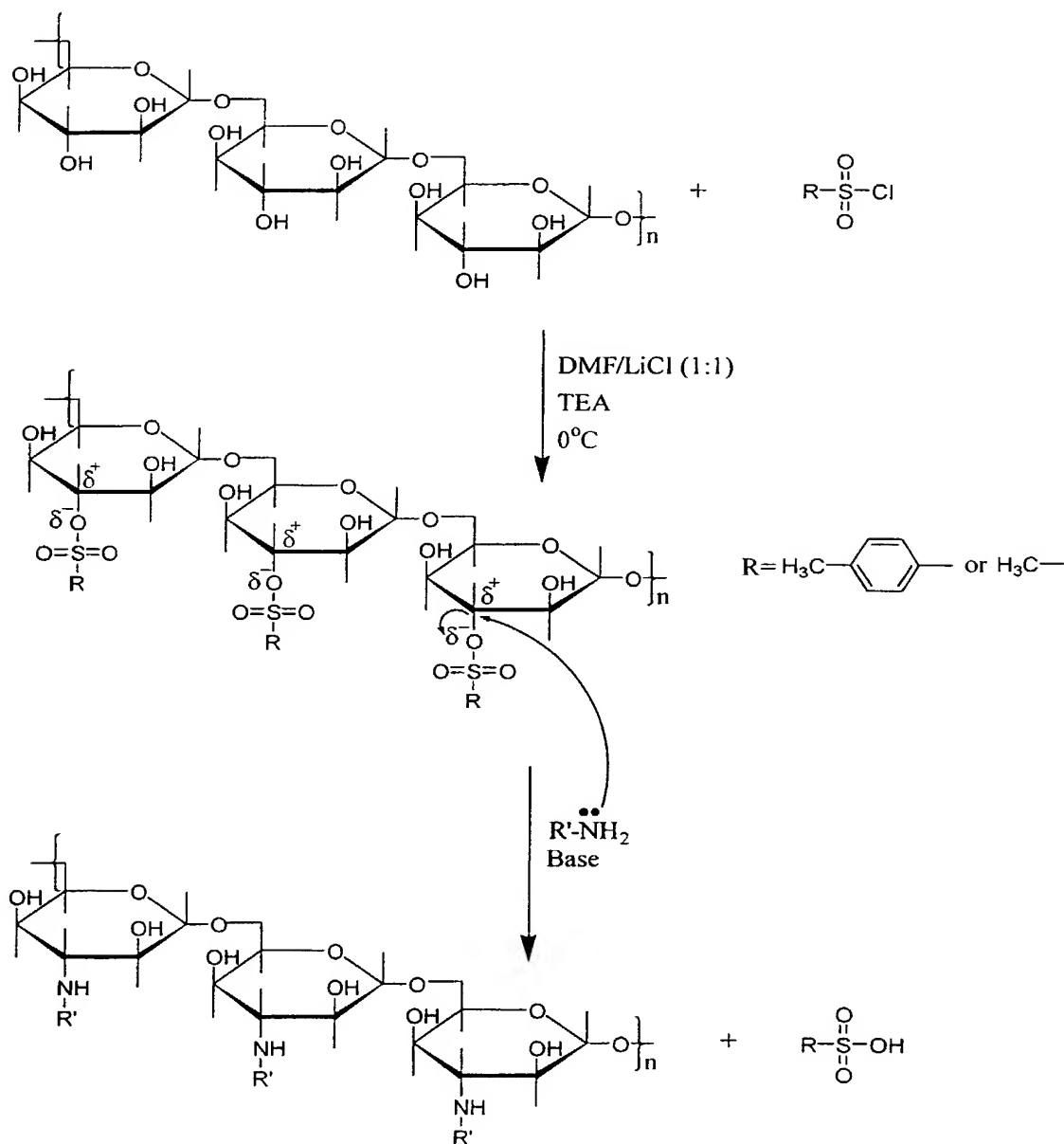
EXAMPLE 13:

Oligoamine were conjugated to polysaccharides by direct amination via activation of the hydroxyl groups by tosylation. Dextran was tosylated by the reaction between a solution of dextran in water pH8.0 with a chloroformic solution of tosyl chloride and rapid mixing. The degree of tosylation was controlled by the ratio of the tosyl chloride and the hydroxyl groups in the polymer. The product was isolated by evaporation of the solvent and extracting the tosylate derivative with a mixture of water:alcohol. The tosylate derivative of up to about 20% of the hydroxyl groups were soluble in water while the 40% tosylation formed a water insoluble compound that was soluble in DMSO and DMF. The conjugation of an oligoamine such as spermine was by the reaction of the oligoamine and the tosylated polysaccharide in the proper solvent at room temperature for 3 days.

This process was used for dextran and for oxidized dextran after reduction to the hydroxyls. This derivative is more susceptible to hydrolytic degradation as it has been partially oxidized. A similar procedure was applied for the derivatization of arabinogalactan, pullulan and chitosan.

The reaction is described below.

Modification of polysaccharides with tosyl or mesyl chlorides



$R' = -(CH_2)_n-NH_2$ ($n=2,3,4,5,6$ or 8).

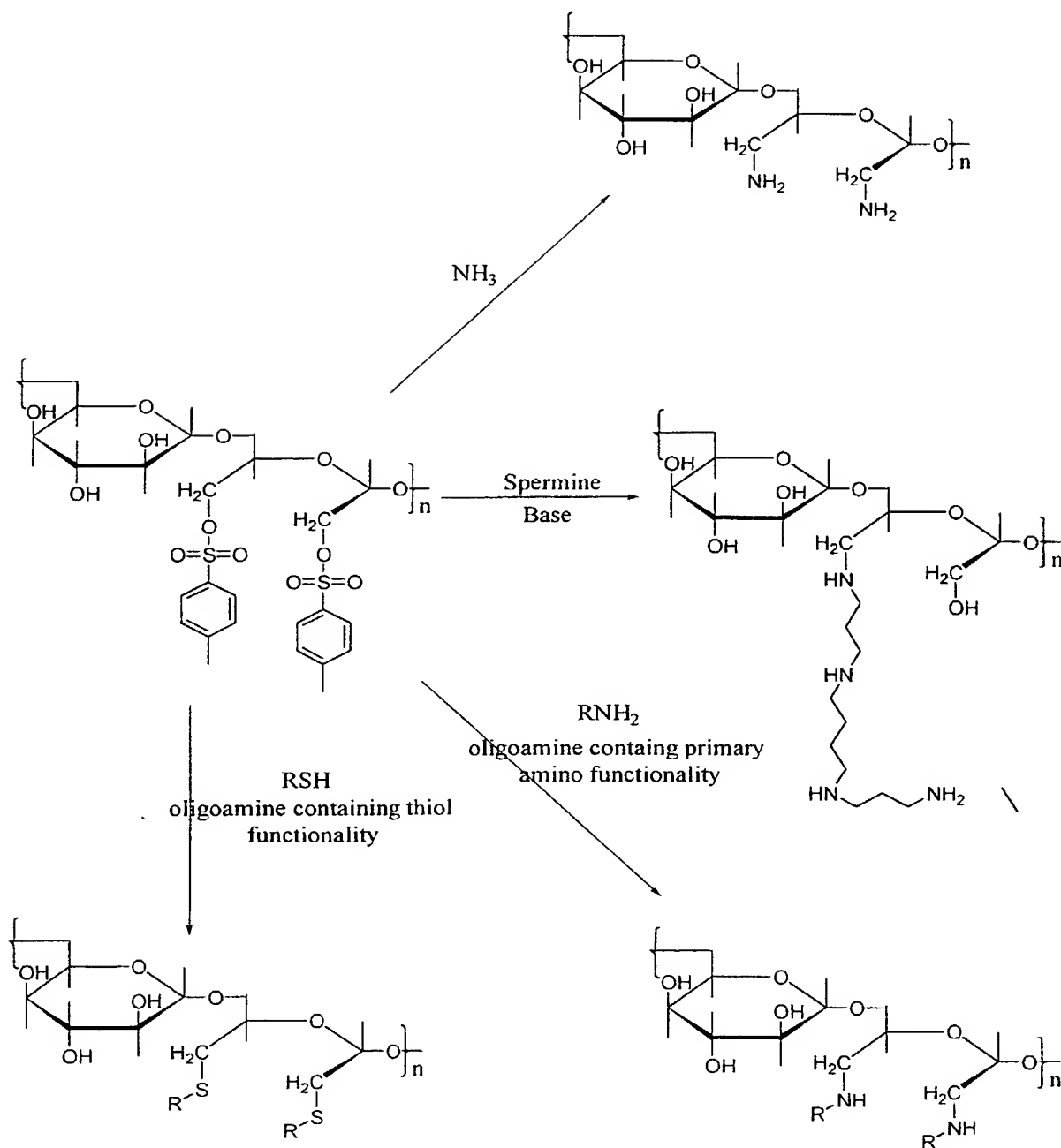
$-(CH_2)_3-NH-(CH_2)_4-NH-(CH_2)_3-NH_2$ (Spermine).

$-(CH_2)_3-NH-(CH_2)_4-NH_2$ (Spermidine).

$-(CH_2)_n-N(CH_3)_3$; [N-(trimethylammonium iodide)- α,ω -diamines ($n=2,3,4,5,6$ or 8).

$-(CH_2)_3-NH-(CH_2)_4-NH-(CH_2)_3-N(CH_3)_3$; [N-(trimethylammonium iodide)-Spermine].

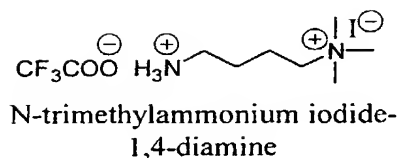
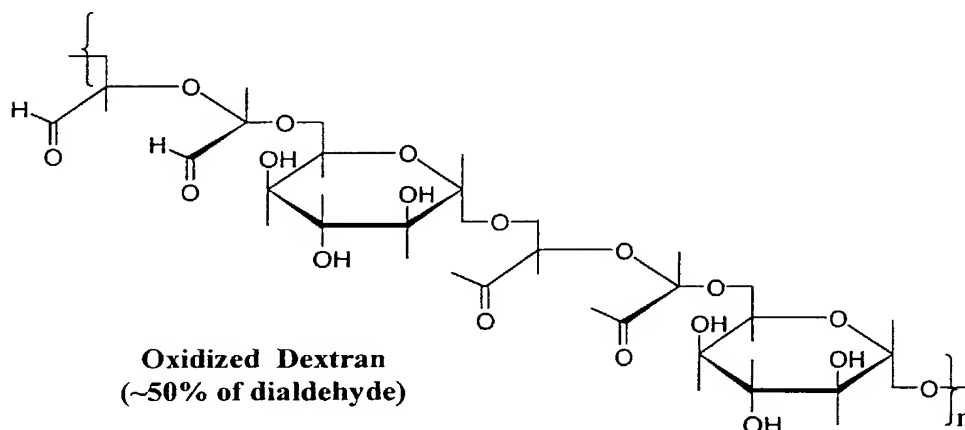
Oligoamine derivatives of Dextran via Tosylation



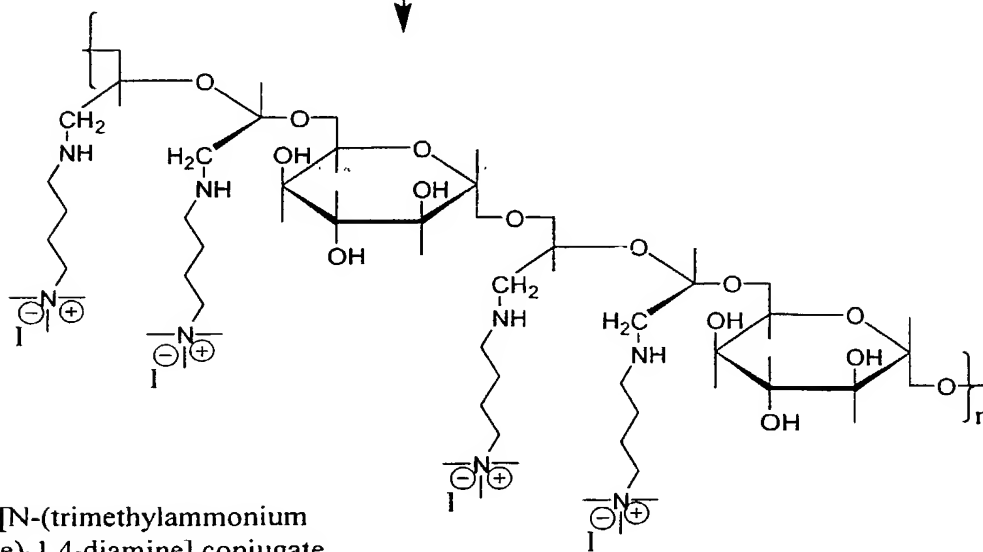
EXAMPLE 14: Conjugation of monoquaternary spermine to oxidized dextran.

The monoquaternary amine was prepared by protection and de-protection method and reacting the primary amine with methyl iodide. The primary amine was conjugated to the oxidized polysaccharide by reductive amination as shown below.

Conjugation of mono-quaternary- α,ω -alkane diamines to di-aldehyde polysaccharides



- 1) 0.1M borate buffer (pH=9-11.0), mixing at room temperature for 24-48h.
- 2) Reduction with excess sodium borohydride for 24-48h at room temperature.
- 3) Extensive dialysis against DDW using 3.5 or 12K MWCO cellulose membranes.
- 4) Lyophilization.



EXAMPLE 15:

The transfection experiment described in Example 1 was used in this experiment to demonstrate the effectiveness of using amphiphilic lipids or polymers for enhanced transfection.

A typical experiment was run as follows: HEK cells and COS cells (25,000 per cm^2 or 5×10^5 cells per 60 mm culture dish) were plated a day before the experiment. The cells were gently washed with serum-free medium and 0.5 ml serum free medium per dish was added. Plasmid DNA (5 mg in 500ml of serum-free sterile tube) was allowed to sit for one hour. Active polycation reagent from Table 2 was mixed with increasing amount of Transfast, a lipid polycation for complexation and added to the plasmid solution and mixed well and added to the cells (total 1.5 ml for a 60mm plate) and allow to incubate for about 4 hours. At the end of the incubation period, the cells were gently overlaid with 4 ml of the complete medium with serum at 37°C. The cell mixture was allowed to incubate for about 48 to 72 hours (for luciferase and beta-galactosidase). The transfection efficiency was determined by counting the transfected cells having GFP (green fluorescence protein). A significant increase in transfection yield, from about 20% of the cell to about 40% was observed for the mixture of cations. In a similar experiment, increasing amount of polyethylene glycol, MW=400 was added to the plasmid complex prior to addition to the cells. An increase in the transfection yield was observed. It is expected that the increase in the effect will be more pronounced in the animal studies where amphiphilic additives may protect the complex from interference of body fluids.

It will be evident to those skilled in the art that the invention is not limited to the details of the foregoing illustrative examples and that the present invention may be embodied in other specific forms without departing from the essential attributes thereof, and it is therefore desired that the present embodiments and examples be considered in all respects as illustrative and not restrictive, reference being made to the appended claims, rather than to the foregoing description, and all changes which come within the meaning and range of equivalency of the claims are therefore intended to be embraced therein.

WHAT IS CLAIMED IS:

1. A biodegradable polycation composition associated with an anionic macromolecule, said macromolecule being selected from the group consisting of a plasmid, an oligonucleotide, an antisense, a peptide, a protein, an anionic polysaccharide and combinations thereof, comprising:
 - a) a polysaccharide chain having an amount of saccharide units ranging from 2 to 2000; and
 - b) at least one grafted oligoamine per 5 saccharide units, wherein said oligoamine is selected from the group consisting of a linear, branched and cyclic alkyl amine having at least two amino groups and said oligoamine has a molecular weight of up to 2000 daltons.
2. A biodegradable polycation composition according to claim 1, wherein said polysaccharide chain is selected from the group consisting of dextrans, arabinogalactan, pullulan, cellulose, cellobios, inulin, chitosan, alginates and hyaluronic acid.
3. A biodegradable polycation composition according to claim 1, wherein said saccharide units are connected by a bond selected from the group consisting of acetal, hemiacetal, ketal, orthoester, amide, ester, carbonate and carbamate.
4. A biodegradable polycation composition according to claim 1, wherein said polysaccharide is a synthetic polysaccharide formed from the condensation of an aldaric acid and a diaminoalkane.
5. A biodegradable polycation composition according to claim 1, wherein said grafted oligoamine is grafted to said polysaccharide chain by a bond selected from the group consisting of an amine bond, an amide bond and a carbamate bond.
6. A biodegradable polycation composition according to claim 1, wherein said oligoamine has the formula:
$$\text{NH}_2\text{-(CH}_2\text{)}_x\text{-N-(R)-CH}_2\text{)}_y\text{-N-(R')-(CH}_2\text{)}_z\text{]}_n\text{-NH}_2$$

- wherein x, y, z are an integer between 0 and 4 and $x+y+z$ is between 1 and 4 and n is at least 1 when $x+y+z=2$ or more, or at least 2 when $x+y+z=1$ and wherein R and R' groups are H or an aliphatic side group of 1 to 6 carbons.
7. A biodegradable polycation composition according to claim 1, wherein said oligoamine is a peptide of up to 20 amino acids with at least 50% of the amino acid are cationic including lysine, ornithine, and diphthamic acid.
 8. A biodegradable polycation composition according to claim 1, wherein said oligoamine is selected from the group consisting of spermine and derivatives thereof.
 9. A biodegradable polycation composition according to claim 1, wherein said oligoamine is selected from the group consisting of a linear and branched ethyleneimine oligomer having up to 10 ethylene imine units.
 10. A biodegradable polycation composition according to claim 1, having an amphiphilic residue wherein said amphiphilic residue is selected from the group consisting of fatty chains, phospholipids, cholesterol derivatives, ethylene glycol oligomers and propylene glycol oligomers.
 11. A biodegradable polycation composition according to claim 11, wherein said ethylene and propylene glycol oligomers have a fatty chain block on one side.
 12. A biodegradable polycation composition according to claim 11, wherein said amphiphilic residue is connected to said polysaccharide chain by a bond selected from the group consisting of an amine, amide, imine, ester, ether, urea, carbamate and carbonate.
 13. A biodegradable polycation composition according to claim 11, wherein said amphiphilic residue facilitates the crossing of the polycation through biological membranes.
 14. A biodegradable polycation composition according to claim 1, wherein said polycation composition is not toxic or immunogenic.

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15. A biodegradable polycation composition according to claim 1, wherein said composition further comprises a ligand for facilitating the binding of said composition to a predetermined type of cell or tissue.
 16. A biodegradable composition according to claim 1, in combination with cationic and nonionic lipids or polymers for cell transfection.
 17. A pharmaceutical composition, comprising the composition of claim 1, in combination with a pharmaceutically acceptable carrier.
 18. A pharmaceutical composition according to claim 17, wherein the pharmaceutically acceptable carrier is an amphiphilic cationic and/or non-ionic lipid and cationic and non-ionic polymers generally used for nucleotide delivery

(12) INTERNATIONAL PUBLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(19) World Intellectual Property Organization
International Bureau



(43) International Publication Date
1 February 2001 (01.02.2001)

PCT

(10) International Publication Number
WO 01/07486 A1

(51) International Patent Classification⁷: C08B 37/00,
A61K 47/36, 48/00

(21) International Application Number: PCT/IL00/00420

(22) International Filing Date: 18 July 2000 (18.07.2000)

(25) Filing Language: English

(26) Publication Language: English

(30) Priority Data:
131074 23 July 1999 (23.07.1999) IL

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(81) Designated States (*national*): AE, AG, AL, AM, AT, AU,
AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CR, CU, CZ,
DE, DK, DM, DZ, EE, ES, FI, GB, GD, GE, GH, GM, HR,
HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR,
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NO, NZ, PL, PT, RO, RU, SE, SG, SI, SK, SL, TJ, TM, TR,
TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.

(84) Designated States (*regional*): ARIPO patent (GH, GM,
KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZW), Eurasian
patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European
patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE,
IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG,
CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).

Published:

- With international search report.
- Before the expiration of the time limit for amending the
claims and to be republished in the event of receipt of
amendments.

For two-letter codes and other abbreviations, refer to the "Guid-
ance Notes on Codes and Abbreviations" appearing at the begin-
ning of each regular issue of the PCT Gazette.

(54) Title: A BIODEGRADABLE POLYCATION COMPOSITION FOR DELIVERY OF AN ANIONIC MACROMOLECULE

(57) Abstract: The present invention provides a biodegradable polycation composition for delivery of an anionic macromolecule, comprising a polysaccharide chain having an amount of saccharide units ranging from 2 to 2000 and at least one grafted oligoamine per 5 saccharide units, wherein said oligoamine is selected from the group consisting of a linear, branched and cyclic alkyl amine having at least two amino groups.

WO 01/07486 A1

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PTO/SB/01 (10-00)
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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)	Attorney Docket Number	PG 101
	First Named Inventor	Abraham J. Domb
	COMPLETE IF KNOWN	
	Application Number	10 / 031,728
	Filing Date	January 22, 2002
	Group Art Unit	
<input type="checkbox"/> Declaration Submitted with Initial Filing	OR	<input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)
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A BIODEGRADABLE POLYCATION COMPOSITION FOR DELIVERY OF AN ANIONIC MACROMOLECULE

(Title of the Invention)

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Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
131074 PCT/IL00/00420	IL PCT	07/23/1999 07/18/2000	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Approved for use through 10/31/2002 OMB 0651-0032

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